

TUESDAY, APRIL 6, 1982

EIGHTY-SIXTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Dr. Claude Gardner, President, Freed-Hardeman College, Henderson, Tennessee.

Representative Frensley led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 95

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills

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Nos. 1904, 2059 and 2205, also, House Joint Resolution No. 406; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

687--To amend Section 48-102, Code;

1292--To amend Section 67-1304, Code;

1504--To provide for insurance coverage, newly born children;

1525--To regulate board of polygraph examiners;

1597--To regulate manufacture, certain ammunition;

1733--To amend Title 67, Chapter 34, Code;

1840--To change certain loan requirements;

2234--To amend Title 6, Chapters 1 and 2, Code; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 687, 1292, 1504, 1525, 1597, 1733, 1840 and 2234; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 687, 1292, 1504, 1525, 1597, 1733, 1840 and 2234.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1904,

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2059 and 2205; and House Joint Resolution No. 406; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

366--Relative to prohibiting TVA from selling at retail to industry; amended, and concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1570--To amend Section 41-1219, Code.

The Senate concurred in House Amendments Nos. 1 and 3, and nonconcurred in House Amendment No. 2.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills No. 248, 786, 1171, 1553, 1603, 1609, 1693, 1809, 1816, 1942, 1945, 1996, 2002, 2041, 2085, 2088, 2134, 2164, 2228, 2300 and 2304; also, Senate Joint Resolution No. 260; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 248, 786, 1171, 1553, 1603, 1609, 1693, 1809, 1816, 1942, 1945, 1996, 2002, 2041, 2085, 2088, 2134, 2164, 2228, 2300 and 2304; Senate Joint Resolution No. 260.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have

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carefully compared House Bill No. 1457; and House Resolutions Nos. 120, 122, 123, 124, 125, 126, 127, 128 and 129; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bill No. 1457; House Resolutions Nos. 120, 122, 123, 124, 125, 126, 127, 128 and 129.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

984--To enact Uniform Durable Power of Attorney Act;

1512--To amend Chapter 509, Public Acts 1981;

1532--To provide dental insurance coverage, education employees;

1698--To amend Title 39, Chapter 10, Code;

1822--To regulate distribution, liquor tax proceeds;

1876--To regulate State University and Community Colleges Board of Regents;

1888--To regulate Obion-Forked Deer Basin Authority Board of Directors;

1949--To amend Title 56, Chapter 7, Code;

1975--To lodge probate authority, certain county clerks;

2008--To regulate Department of Correction;

2054--To regulate group insurance plan, retired municipal employees;

2096--To regulate disposition, certain property, Tennessee Bureau of Investigation;

2104--To amend Section 7-82-308, Code;

2106--To amend Chapter 2, Title 45, Code;

2130--To regulate public sale requirements, general obligation bonds;

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2175--To regulate interest rates, bond anticipation notes;

2181--To amend Section 8-21-1001, Code;

2193--To include Tennessee, Southeast Interstate Low Level Radioactive Waste Compact;

2194--To amend Section 16-16-202, Code;

2213--To prohibit massage for compensation;

2217--To define "project", Industrial Development Corporation;

2229--To regulate licensing, osteopathic physicians;

2314--To regulate office, constables, certain counties;

2393--To create Juvenile Court Services, Madison County; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos:

187--Relative to study, insurance coverage, home health care;

249--Relative to study, wholesale beer tax law;

254--Relative to honoring Jenny Goforth; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 1474, 1746, 1813, 2004, 2314, 2315 and 2316; and House Joint Resolutions Nos. 347, 358 and 360 with his approval.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

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MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill No. 2285; and House Joint Resolution No. 376 with his approval.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

813--To enact Local Transportation Funding Act;

1771--To regulate coon dog training, certain counties;

1921--To amend Title 67, Chapters 33 thru 38, Code;

1947--To amend Section 8-35-116 (b) (1), Code;

1951--To make certain laws apply equally to men and women;

2116--To regulate practice, chiropractors;

2191--To amend Title 63, Chapter 6, Code;

2213--To regulate redevelopment plans of housing authorities;

2244--To make certain provisions, motor vehicles; all substituted for Senate Bills on same subject, all amended and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

1705--To amend Sections 8-30-101 and 8-30-208, Code;

1828--To regulate absentee voting;

1928--To make supplemental appropriations;

2048--To regulate powers, Metropolitan Airport Authorities;

2080--To regulate sale, alcoholic beverages;

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- 2152--To regulate compensation, members, Board of Law Examiners;
- 2173--To remove certain requirements, certain commissions;
- 2215--To amend Worker's Compensation Law;
- 2232--To amend Section 41-1810, Code;
- 2234--To regulate jurisdiction, certain courts, general sessions;
- 2241--To regulate Tennessee Real Estate Commission;
- 2254--To regulate financing, certain structures;
- 2312--To amend Title 6, Chapters 18 to 23, Code;
- 2337--To regulate Board of Commissioners, West Warren-Viola Utility District, Warren County;
- 2389--To regulate compensation, general sessions judge, Marion County;
- 2390--To amend Chapter 463, Private Acts 1951;
- 2391--To amend Chapter 214, Private Acts 1978;
- 2398--To amend Charter, Winchester;
- 2410--To transfer probate jurisdiction, Knox County Chancery Court;
- 2415--To transfer certain jurisdictions, Franklin County; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

- 1900--To regulate leasing of real property by state;
- 2027--To regulate coon dog training, certain counties;
- 2056--To make certain provisions, parking authorities; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1739--General Appropriations Bill; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1475--To regulate offense of driving while intoxicated.

The Senate concurred in House Amendments Nos. 1, 2, 3, 4 and 5 and nonconcurred in House Amendments Nos. 6, 7 and 9.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1521--To regulate retirement benefits, former governor.

The Senate refused to recede from its action in nonconcurring in House Amendment No. 1.

The Speaker appointed a Conference Committee composed of Senators Dunavant, Darnell and Blank to confer with a like Committee from the House in resolving the differences of the two bodies on Senate Bill No. 1521.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1573--To amend Section 55-16-108, Code.

The Senate nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1582--To amend Section 67-1101, Code.

The Senate concurred in House Amendments Nos. 1 and 2, and nonconcurred in House Amendment No. 3.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1708--To regulate practice, barbering.

The Senate nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1744--To amend Sections 56-7-1003 and 56-7-108, Code.

The Senate concurred in House Amendment No. 2 and nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

2035--To increase longevity pay, certain employees.

The Senate nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills

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Nos.:

100--To require certificates of title, certain vehicles;

1708--To make certain provisions, Mental Health and Mental Retardation;

1845--To regulate bids, state building construction;

2030--To prohibit certain types of searches; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 388, 536, 1368, 1503, 1511, 1573, 1620, 1642, 1687, 1748, 1749, 1801, 1812, 1815, 1891, 1917, 1948, 1952, 1956, 1978, 1986, 2001, 2005, 2060, 2072, 2212, 2215, 2219, 2240, 2246, 2251, 2258, 2259, 2264, 2267, 2273, 2274, 2286, 2287, 2288, 2300, 2301 and 2302; and House Joint Resolutions Nos. 314, 361, 362, 363, 364, 365, 370, 371, 375, 384, 388, 389, 390, 391 and 400 with his approval.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

346--Relative to Tennessee International Trade Delegations;

378--Relative to designating May 2, 1982 as "Ramp Festival Day";

382--Relative to commending Nancy Sue Crawford;

383--Relative to congratulating Giles County High School girls' basketball team;

385--Relative to congratulating Lynn Johnson;

386--Relative to congratulating Coach Buddy Fisher, Carter High School;

399--Relative to memory, Ken Young;

401--Relative to honoring Jacqueline Kay Smith;

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402--Relative to congratulating Knights of Columbus;

403--Relative to congratulating Friendship High School basketball team;

404--Relative to Veterans Administration health care facilities;

407--Relative to congratulating Ripley High School boys' basketball team;

408--Relative to congratulating Covington High School boys' basketball team;

409--Relative to congratulating Brighton High School girls' basketball team;

410--Relative to congratulating Brighton High School boys' basketball team;

411--Relative to congratulating Mrs. Jenny Prather;

412--Relative to congratulating Holston High School boys' basketball team;

413--Relative to congratulating Memphis Central High School boys' basketball team;

417--Relative to congratulating Gibbs High School boys' basketball team;

418--Relative to congratulating Mrs. Rosetta I. Miller; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 687, 1292, 1457, 1504, 1525, 1597, 1733, 1840 and 2234; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1730--To amend Section 8-23-204, Code.

The Speaker appointed a Conference Committee composed of Senators Springer, Atchley, Hamilton, Darnell and Albright to meet with a like

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Committee from the House to resolve the differences of the two bodies on House Bill No. 1730.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

1606--To regulate unemployment compensation;

1875--To regulate Alcoholic Beverage Commission;

1981--To regulate foreclosure sale of land;

2012--To regulate compensation, county officers and clerks of courts;

2082--To regulate free license plates, former prisoners of war;

2131--To amend the Excise Tax Law;

2230--To regulate civil service;

2419--To regulate office, General Session Court, Roane County;

2421--To amend Charter, Jackson;

2427--To levy tax, amusements, certain counties;

2428--To amend Chapter 433, Public Acts 1979; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

234--Relative to publicity campaign, Departments of Insurance and Safety;

252--Relative to support, certain program, U. T. Space Center;

257--Relative to endorsing Peace through Strength Coalition;

258--Relative to commending Colonel Joe B. Matthews;

261--Relative to sympathy, Mr. John H. "Jack" Edmondson;

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269--Relative to declaring "Vietnam Veterans Day";

270--Relative to congratulating Karen Michelle Johnson, Miss Tennessee T.E.E.N.; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 687, 1292, 1457, 1504, 1525, 1597, 1733, 1840 and 2234; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 100, 1708, 1845, 1900, 2027, 2030 and 2056; and House Joint Resolutions Nos. 346, 378, 382, 383, 385, 386, 399, 401, 402, 403, 404, 407, 408, 409, 410, 411, 412, 413, 417 and 418; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 100, 1708, 1845, 1900, 2027, 2030, 2056; and House Joint Resolutions Nos. 346, 378, 382, 383, 385, 386, 399, 401, 402, 403, 404, 407, 408, 409, 410, 411, 412, 413, 417 and 418.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 100, 1708, 1845, 1900, 2027, 2030 and 2056; also, House Joint Resolutions Nos. 346, 378, 382, 383, 385, 386, 399, 401, 402, 403, 404, 407, 408, 409, 410, 411, 412, 413, 417 and 418; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

293--To require report of treatment, juvenile drug overdoses;

669--To amend Section 66-21-106, Code;

1168--To enact Grain Warehouse and Storage Act;

1467--To amend Section 64-3214, Code;

1487--To amend Section 24-9-101, Code;

2014--To make certain provisions, property assessments;

2044--To name portion, State Route 11, for J. C. "Mr. Claude" Garrett;

2054--To set compensation, certain general sessions judges;

2118--To amend Section 55-7-107, Code; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

216--Relative to study, liability insurance, certain employees;

247--Relative to study, credit transactions and statutes;

250--Relative to study, revenue needs, Tennessee Advisory Commission;

251--Relative to starting date, Tennessee public schools;

255--Relative to study, state special schools;

273--Relative to sympathy, Dr. Batsell Barrett Baxter;

275--Relative to sorrow, Mrs. Anita Darnell; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

156--To amend Title 4, Chapter 29 and Title 65, Code;

682--To enact "Juvenile Court Restructure Act of 1981";

1417--To impose penalties, malicious trespassing crimes;

1470--To increase punishment, certain degrees of burglary;

1486--To regulate filing, certain appeals;

1559--To regulate rollback taxes, certain lands;

1894--To regulate Board of Reclamation Review;

1957--To amend Section 2-5-101, Code;

2050--To regulate notice, grand jury meetings;

2074--To amend Chapter 49, Private Acts 1979;

2075--To amend Chapter 129, Private Acts 1979;

2102--To amend Section 54-7-102, Code;

2127--To amend Title 5, Chapter 14, Code;

2133--To regulate administration, small estates;

2141--To regulate compensation, jury service;

2185--To regulate foster care plans;

2214--To amend Title 48, Chapter 19, Code;

2216--To regulate juvenile court system;

2260--To regulate issuance, operators' and chauffeurs' licenses;

2290--To amend Section 36-909, Code;

2341--To regulate distribution, campaign materials, Bradley County;

2348--To regulate distribution of campaign materials, McMinn County;

2369--To regulate litigation tax, Lincoln County;

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2370--To create juvenile court, Coffee County;

2372--To provide collection, privilege taxes, Moore County;

2400--To amend Chapter 236, Private Acts 1931;

2401--To amend Chapter 176, Private Acts 1971;

2420--To amend Chapter 16, Private Acts 1965;

2429--To amend Chapter 59, Private Acts 1979; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1333--To amend Title 67, Chapter 11, Code;

1396--To amend Section 49-1922, Code;

1567--To amend Title 55, Chapter 1, Code;

1575--To regulate issuance, life insurance policies;

1849--To amend Chapter 303, Public Acts, 1981; all substituted for Senate Bills on same subject, all amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill No. 167 with his veto, the veto message is attached.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

Dear Mr. Speaker,

This is to notify you that I must veto HB 167/SB 226 that would authorize borrowing \$10 million to build a bridge in the Cockrill Bend area of Davidson County.

I have done so for these reasons:

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1. Because of high interest rates, this year is not a good time for the state to borrow more money. The Senate has cut nearly in half my bare bones borrowing proposals for education, essential renovations and corrections. The House so far has refused to approve any borrowing. I understand these legislative sentiments to keep new borrowing to a minimum.

2. There are 6100 unsound bridges spread across the state which need attention first. 1100 of these bridges are closed. I have recommended a \$100 million program to replace some of the worst of these. It will cost \$800 million to fix them all.

3. \$10 million is not enough; it is a \$28 million project. Since the proposed bridge is not now on a state route, the entire project must also include the cost of roadway approaches and connecting roads.

The state will continue to work with Davidson County to plan this project in connection with routing Briley Parkway so that it can be considered again when money conditions are better. We will also look for alternate sources of funding.

Finally, it is important to assure the citizens of Davidson County -- 10.4 percent of the state's population -- that they are being treated fairly in the distribution of funds through the State Transportation Department. The state plans to spend in Davidson County \$49,867,000 or 20.1 percent of available state and federal funds for major construction programs in the year beginning July 1, 1982. In the current year, the spending proposals were for \$46,874,000 or 19.8 percent of the total available state and federal funds for major construction programs. This funding includes construction for the majority of the 440 Parkway, continued development of the reconstruction of Commerce Street and 8th Avenue, construction of State Route 12 (Clarksville Highway) from the end of the Bordeaux Bridge to Ashland City Highway, right-of-way acquisition for the Thompson Lane overpass, engineering development for an interchange at Armory Drive and I-65, right-of-way incidentals for the reconstruction of the Robertson Road Interchange at I-40, relocation and environmental studies for Briley Parkway from Centennial Boulevard to Knight Road and bridge replacement projects on Preston Road over Mill Creek, Greenwood Avenue over the L & N Railroad and River Road over Indian Creek.

Sincerely,

Lamar Alexander

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1833--To amend Title 40, Chapter 40, Code;

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2082--To make certain provisions, Harris Fork Creek project;

2150--To amend Section 14-8-124, Code;

2171--To amend Section 49-215, Code;

2177--To regulate wheel tax, Dickson County; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1576--To make misdemeanor, tattooing of minors;

1592--To authorize county legislative bodies to levy certain tax;

1910--To make cerain provisions, litigation taxes;

2045--To amend Drug Control Act;

2101--To regulate State Building Commission; all substituted for Senate Bills on same subject, all amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

319--Relative to requesting Congress, provide relief for economic conditions;

345--Relative to minority students, public higher education;

387--Relative to memory, James Lawrence Tarwater; all amended and concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 100,

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1708, 1845, 1900, 2027, 2030, 2056; and House Joint Resolutions Nos. 346, 378, 382, 383, 385, 386, 399, 401, 402, 403, 404, 407, 408, 409, 410, 411, 412, 413, 417 and 418; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

253--Relative to presentation, Distinguished Service Medal Committee; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

1672--To define motor vehicle;

1767--To regulate dentistry training programs, Meharry Medical College;

1854--To regulate bingo games;

1912--To create Tennessee Parkway System;

1982--To amend Section 35-622, Code;

2001--To regulate rights, certain police officer during agency investigations;

2026--To regulate offense, bail jumping in misdemeanor cases;

2027--To regulate offense, bail jumping in felony cases;

2034--To amend Section 39-603, Code;

2385--To amend Charter, Covington;

2386--To amend Chapter 81, Private Acts 1971;

2397--To amend Chapter 482, Private Acts 1911;

2411--To regulate probate jurisdiction, Tipton County;

2423--To amend Chapter 510, Private Acts 1915;

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2424--To regulate salary, General Sessions Judge, Tipton County;

2425--To create Probate and Juvenile Court, Lauderdale County;

2434--To amend Chapter 252, Private Acts 1978; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

2042--To amend Section 40-2710, Code; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 293, 669, 1168, 1467, 1487, 1833, 2014, 2044, 2054, 2082, 2118, 2150, 2171 and 2177; and find same correctly enrolled and ready for the signatures of the Speakers.

MARLYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 600, 925, 1474, 1492, 1529, 1557, 1594, 1623, 1627, 1726, 1735, 1895, 1903, 1916, 2024, 2052 and 2058; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 293, 669, 1168, 1467, 1487, 1833, 2014, 2044, 2054, 2082, 2118, 2150, 2171 and 2177; and Senate Bills Nos. 600, 925, 1474, 1492, 1529, 1557, 1594, 1623, 1627, 1726, 1735, 1895, 1903, 1916, 2024, 2052 and 2058.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

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1915--To create a State Court Clerks' Conference; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

CALENDAR

Mr. Davis (Hamilton) movd that Senate Bill No. 2015 be placed on the Calendar for Wednesday, April 7, 1982, which motion prevailed.

House Bill No. 2025--To regulate payments under certain insurance policies.

On motion, House Bill No. 2025 was made to conform with Senate Bill No. 2219.

On motion, Senate Bill No. 2219, on same subject, was substituted for House Bill No. 2025.

Mr. Ussery moved that Senate Bill No. 2219 be placed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work and Yelton--94.

A motion to reconsider was tabled.

House Bill No. 1224--To make certain provisions, foster care plans.

On motion, House Bill No. 1224 was made to conform with Senate Bill No. 2185.

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On motion, Senate Bill No. 2185, on same subject, was substituted for House Bill No. 1224.

Mr. Starnes moved that Senate Bill No. 2185 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensey, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work and Yelton--95.

A motion to reconsider was tabled.

House Bill No. 1936--To make certain provisions, medical laboratories.

On motion, House Bill No. 1936 was made to conform with Senate Bill No. 2060.

On motion, Senate Bill No. 2060, on same subject, was substituted for House Bill No. 1936.

Mr. Starnes moved that Senate Bill No. 2060 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 2060 by deleting Sections 1 and 2 in their entirety and substituting in lieu thereof the following:

Section 1. Tennessee Code Annotated, Section 53-4104, is amended by deleting subsection (e) in its entirety and substituting instead the following new subsection (e):

(e) Any postsecondary school accredited by an agency recognized (approved) by the Council on Postsecondary Accreditation (COPA) unless such postsecondary school

operates a "medical laboratory" as defined in Tennessee Code Annotated, Section 53-4104 (e). Postsecondary schools that train medical laboratory personnel are included in the definition. However, this chapter does not apply to schools that teach medical assistants, provided said schools teach only basic (simple) laboratory tests as one component of the overall curriculum, and the tests are taught by a licensed medical laboratory technologist. The list of tests that can be taught shall be approved by the Department and published in the regulations promulgated under the authority of this chapter. Said schools shall not include in their advertisement any statement indicating that they train persons for employment in medical laboratories either in this state or any other state; further, the schools shall expressly state in their catalog that such curriculum does not train the student for employment in medical laboratories either in this state or any other state.

SECTION 2. This act shall take effect on July 1, 1982, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 2060, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work and Yelton--92.

Representatives voting no were: McKinney and Percy--2.

A motion to reconsider was tabled.

House Bill No. 518--to recompute certain benefits, Consolidated Retirement System.

On motion, House Bill No. 518 was made to conform with Senate Bill No. 292.

On motion, Senate Bill No. 292, on same subject, was substituted for House Bill No. 518.

Mr. Starnes moved that Senate Bill No. 292 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 292 by deleting Section 1 and substituting in lieu thereof the following:

Tennessee Code Annotated, Section 8-36-702(a) is amended by deleting from the first sentence the words "and shall receive the recomputed benefit if such is larger", and is further amended by adding the following:

The recomputed benefit shall be compared to the benefit at the time of retirement or as of the most recent recomputation whichever date is later, and if the recomputed benefit is larger, the difference shall be added to the then current benefit. The increase provided by this section shall be in addition to any increases permitted under Tennessee Code Annotated, Section 8-36-701.

On motion, the amendment was adopted.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 292 by deleting in Section 1, the following:

"July 1, 1982"

and substituting instead the following:

as of the date of the most recent recomputation

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 292, as amended, passed its third and final consideration by the following vote:

Ayes	89
Noes	2
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson,

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Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work and Yelton--89.

Representatives voting no were: Chiles and Moore--2.

Representative present and not voting was: Spence--1.

A motion to reconsider was tabled.

Mr. Speaker pro tem Brewer relinquished the Chair to Mr. Martin, Speaker pro tem.

CONSENT CALENDAR

OBJECTIONS

Objections were filed to the following bills and resolutions on the Consent Calendar:

Mr. Carter objected to House Bill No. 1586.

Mr. Brewer objected to House Bill No. 1805.

Mr. Small objected to House Bill No. 2139.

Mr. Richardson objected to House Bill No. 2306.

Mr. Tanner objected to House Bill No. 2333.

Mr. Percy objected to House Bill No. 2338.

Under the rules, House Bill Nos. 1586, 1805, 2139, 2306, 2333 and 2338 were placed at the foot of the Calendar for Wednesday, April 7, 1982.

House Bill No. 2040--To provide for location of certain county buildings.

On motion, House Bill No. 2040 was made to conform with Senate Bill No. 2138.

On motion, Senate Bill No. 2128, on same subject, was substituted for House Bill No. 2040.

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House Joint Resolution No. 341--Relative to Federal Impact Aid funds.

House Bill No. 2236--To provide for duties of constables, certain counties.

On motion, House Bill No. 2236 was made to conform with Senate Bill No. 2314.

On motion, Senate Bill No. 2314, on same subject, was substituted for House Bill No. 2236.

House Bill No. 1905--To regulate board of equalization, certain counties.

On motion, House Bill No. 1905 was made to conform with Senate Bill No. 1994.

On motion, Senate Bill No. 1994, on same subject, was substituted for House Bill No. 1905.

House Bill No. 2131--To include Tennessee, certain compact.

On motion, House Bill No. 2131 was made to conform with Senate Bill No. 2193.

On motion, Senate Bill No. 2193, on same subject, was substituted for House Bill No. 2131.

House Bill No. 1524--To regulate taxes, certain court cases.

On motion, House Bill No. 1524 was made to conform with Senate Bill No. 1477.

On motion, Senate Bill No. 1477, on same subject, was substituted for House Bill No. 1524.

House Bill No. 1995--To make appropriations, retiring certain state notes.

On motion, House Bill No. 1995 was made to conform with Senate Bill No. 2000.

On motion, Senate Bill No. 2000, on same subject, was substituted for House Bill No. 1995.

House Bill No. 1996--To authorize issuance of bonds.

On motion, House Bill No. 1996 was made to conform with Senate Bill No. 1999.

On motion, Senate Bill No. 1999, on same subject, was substituted for House Bill No. 1996.

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House Bill No. 2217--To authorize privilege tax, Morristown.

House Bill No. 1931--To provide free license plates, certain veterans.

On motion, House Bill No. 1931 was made to conform with Senate Bill No. 2082.

On motion, Senate Bill No. 2082, on same subject, was substituted for House Bill No. 1931.

House Bill No. 1853--To amend Sections 3-7-109 and 8-6-109, Code.

House Bill No. 2142--To repeal Section 51-444, Code.

On motion, House Bill No. 2142 was made to conform with Senate Bill No. 2084.

On motion, Senate Bill No. 2084, on same subject, was substituted for House Bill No. 2142.

House Bill No. 2143--To set punishment, certain Wildlife Resource Commission rule violations.

On motion, House Bill No. 2143 was made to conform with Senate Bill No. 2087.

On motion, Senate Bill No. 2087, on same subject, was substituted for House Bill No. 2143.

House Bill No. 1814--To define power, representative, surviving spouse.

On motion, House Bill No. 1814 was made to conform with Senate Bill No. 1761.

On motion, Senate Bill No. 1761, on same subject, was substituted for House Bill No. 1814.

House Bill No. 1784--To set consequences, conviction infamous crime.

House Bill No. 1670--To increase fine, assault with intent to commit felony.

On motion, House Bill No. 1670 was made to conform with Senate Bill No. 2034.

On motion, Senate Bill No. 2034, on same subject, was substituted for House Bill No. 1670.

House Bill No. 2207--To amend Section 36-909, Code.

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On motion, House Bill No. 2207 was made to conform with Senate Bill No. 2290.

On motion, Senate Bill No. 2290, on same subject, was substituted for House Bill No. 2207.

Senate Joint Resolution No. 81--Relative to requiring certain information, Secretary of State.

House Bill No. 2199--To regulate public sale requirements, county and municipal bonds.

On motion, House Bill No. 2199 was made to conform with Senate Bill No. 2130.

On motion, Senate Bill No. 2130, on same subject, was substituted for House Bill No. 2199.

House Bill No. 1673--To regulate Lakeshore Mental Health Institute.

On motion, House Bill No. 1673 was made to conform with Senate Bill No. 1880.

On motion, Senate Bill No. 1880, on same subject, was substituted for House Bill No. 1673.

House Bill No. 1692--To provide for Arlington Development Center.

On motion, House Bill No. 1692 was made to conform with Senate Bill No. 1892.

On motion, Senate Bill No. 1892, on same subject, was substituted for House Bill No. 1692.

House Bill No. 1693--To provide for Clover Bottom Developmental Center.

On motion, House Bill No. 1693 was made to conform with Senate Bill No. 1893.

On motion, Senate Bill No. 1893, on same subject, was substituted for House Bill No. 1693.

House Bill No. 1700--To provide for Moccasin Bend Mental Health Institute.

On motion, House Bill No. 1700 was made to conform with Senate Bill No. 1890.

On motion, Senate Bill No. 1890, on same subject, was substituted for House Bill No. 1700.

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House Bill No. 1704--To regulate board of trustees, Western Mental Health Institute.

On motion, House Bill No. 1704 was made to conform with Senate Bill No. 1891.

On motion, Senate Bill No. 1891, on same subject, was substituted for House Bill No. 1704.

House Bill No. 1705--To regulate board of trustees, Middle Tennessee Mental Health Institute.

On motion, House Bill No. 1705 was made to conform with Senate Bill No. 1898.

On motion, Senate Bill No. 1898, on same subject, was substituted for House Bill No. 1705.

House Bill No. 1710--To provide for Department of Mental Health and Mental Retardation.

On motion, House Bill No. 1710 was made to conform with Senate Bill No. 1881.

On motion, Senate Bill No. 1881, on same subject, was substituted for House Bill No. 1710.

House Bill No. 1711--To provide for Greene Valley Development Center.

On motion, House Bill No. 1711 was made to conform with Senate Bill No. 1879.

On motion, Senate Bill No. 1879, on same subject, was substituted for House Bill No. 1711.

House Bill No. 1494--To amend Title 55, Chapter 7, Code.

On motion, House Bill No. 1494 was made to conform with Senate Bill No. 2260.

On motion, Senate Bill No. 2260, on same subject, was substituted for House Bill No. 1494.

House Resolution No. 117--Relative to study retired citizens.

House Bill No. 1817--To amend Sections 67-3302 and 67-3703, Code.

On motion, House Bill No. 1817 was made to conform with Senate Bill No. 1598.

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On motion, Senate Bill No. 1598, on same subject, was substituted for House Bill No. 1817.

House Bill No. 2192--To amend Section 53-2044, Code.

On motion, House Bill No. 2192 was made to conform with Senate Bill No. 2094.

On motion, Senate Bill No. 2094, on same subject, was substituted for House Bill No. 2192.

House Bill No. 2087--To provide for disposition of certain property by T.B.I.

On motion, House Bill No. 2087 was made to conform with Senate Bill No. 2096.

On motion, Senate Bill No. 2096, on same subject, was substituted for House Bill No. 2087.

House Bill No. 1964--To require notice of grand jury meeting.

On motion, House Bill No. 1964 was made to conform with Senate Bill No. 2050.

On motion, Senate Bill No. 2050, on same subject, was substituted for House Bill No. 1964.

House Bill No. 1981--To regulate board of examiners, architects and engineers.

On motion, House Bill No. 1981 was made to conform with Senate Bill No. 1771.

On motion, Senate Bill No. 1771, on same subject, was substituted for House Bill No. 1981.

House Bill No. 2096--To amend Section 22-4-108, Code.

On motion, House Bill No. 2096 was made to conform with Senate Bill No. 2141.

On motion, Senate Bill No. 2141, on same subject, was substituted for House Bill No. 2096.

House Bill No. 1465--To amend Title 61, Chapter 1, Code.

On motion, House Bill No. 1465 was made to conform with Senate Bill No. 1574.

On motion, Senate Bill No. 1574, on same subject, was substituted for House Bill No. 1465.

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House Bill No. 2233--To set compensation, members, board of law examiners.

On motion, House Bill No. 2233 was made to conform with Senate Bill No. 2152.

On motion, Senate Bill No. 2152, on same subject, was substituted for House Bill No. 2233.

House Bill No. 2036--To provide for fees, Appellate Court Clerks.

House Bill No. 2166--To provide for sale of state surplus property, corporations.

On motion, House Bill No. 2166 was made to conform with Senate Bill No. 2281.

On motion, Senate Bill No. 2281, on same subject, was substituted for House Bill No. 2166.

House Bill No. 1548--To make compensation, General Sessions Judges.

House Bill No. 2210--To regulate Industrial Development Corporations.

On motion, House Bill No. 2210 was made to conform with Senate Bill No. 2161.

On motion, Senate Bill No. 2161, on same subject, was substituted for House Bill No. 2210.

House Bill No. 1803--To amend Title 2, Chapter 13, Part 3, Code.

House Bill No. 2102--To regulate boards of commissioners, utility districts.

On motion, House Bill No. 2102 was made to conform with Senate Bill No. 2162.

On motion, Senate Bill No. 2162, on same subject, was substituted for House Bill No. 2102.

House Bill No. 741--To amend Section 12-4-110, Code.

On motion, House Bill No. 741 was made to conform with Senate Bill No. 1016.

On motion, Senate Bill No. 1016, on same subject, was substituted for House Bill No. 741.

House Bill No. 1677--To make certain provisions, State University and Community Colleges.

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On motion, House Bill No. 1677 was made to conform with Senate Bill No. 1876.

On motion, Senate Bill No. 1876, on same subject, was substituted for House Bill No. 1677.

House Bill No. 1702--To regulate Obion-Forked Deer Basin, Board of Directors.

On motion, House Bill No. 1702 was made to conform with Senate Bill No. 1888.

On motion, Senate Bill No. 1888, on same subject, was substituted for House Bill No. 1702.

House Bill No. 1933--To provide for assessment of property.

On motion, House Bill No. 1933 was made to conform with Senate Bill No. 1841.

On motion, Senate Bill No. 1841, on same subject, was substituted for House Bill No. 1933.

House Bill No. 1790--To amend Section 8-21-701 (57), Code.

On motion, House Bill No. 1790 was made to conform with Senate Bill No. 1548.

On motion, Senate Bill No. 1548, on same subject, was substituted for House Bill No. 1790.

House Bill No. 2021--To provide for group insurance, retired municipal employees.

On motion, House Bill No. 2021 was made to conform with Senate Bill No. 2054.

On motion, Senate Bill No. 2054, on same subject, was substituted for House Bill No. 2021.

House Bill No. 2208--To authorize tax on lodgings, Lake County.

House Bill No. 2290--To regulate display of campaign materials, Bradley County.

On motion, House Bill No. 2290 was made to conform with Senate Bill No. 2341.

On motion, Senate Bill No. 2341, on same subject, was substituted for House Bill No. 2290.

House Bill No. 2304--To amend Charter, Townsend.

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House Bill No. 2305--To establish budget committee, Chester County.

House Bill No. 2307--To regulate display of campaign materials, McMinn County.

On motion, House Bill No. 2307 was made to conform with Senate Bill No. 2348.

On motion, Senate Bill No. 2348, on same subject, was substituted for House Bill No. 2307.

House Bill No. 2308--To create juvenile court, Coffee County.

On motion, House Bill No. 2308 was made to conform with Senate Bill No. 2370.

On motion, Senate Bill No. 2370, on same subject, was substituted for House Bill No. 2308.

House Bill No. 2309--To amend Charter, Trimble.

On motion, House Bill No. 2309 was made to conform with Senate Bill No. 2350.

On motion, Senate Bill No. 2350, on same subject, was substituted for House Bill No. 2309.

House Bill No. 2310--To amend Charter, Newbern.

On motion, House Bill No. 2310 was made to conform with Senate Bill No. 2349.

On motion, Senate Bill No. 2349, on same subject, was substituted for House Bill No. 2310.

House Bill No. 2311--To create training of coon dogs, Hawkins County.

House Bill No. 2312--To impose litigation tax, Hawkins County.

House Bill No. 2313--To set compensation, County Attorney, Hawkins County.

House Bill No. 2317--To set salary, probate judge, Monroe County.

House Bill No. 2318--To provide for Board of Education, Roane County.

House Bill No. 2319--To provide juvenile jurisdiction, Robertson County.

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House Bill No. 2323--To provide for General Sessions judge, Roane County.

House Bill No. 2324--To amend Road Law, Van Buren County.

House Bill No. 2325--To levy, tax on lodgings, certain counties.

House Bill No. 2326--To regulate Morgan County School Board.

House Bill No. 2327--To make certain provisions, Morgan County School Board.

House Bill No. 2329--To regulate probate jurisdiction, Greene County.

House Bill No. 2332--To amend Charter, Lewisburg.

House Bill No. 2334--To authorize sale, real and personal property, certain counties.

House Bill No. 2335--To increase litigation tax, Lincoln County.

On motion, House Bill No. 2335 was made to conform with Senate Bill No. 2369.

On motion, Senate Bill No. 2369, on same subject, was substituted for House Bill No. 2335.

House Bill No. 2336--To provide for Board of Education, Covington.

On motion, House Bill No. 2336 was made to conform with Senate Bill No. 2386.

On motion, Senate Bill No. 2386, on same subject, was substituted for House Bill No. 2386.

House Bill No. 2337--To amend Charter, Covington.

On motion, House Bill No. 2337 was made to conform with Senate Bill No. 2385.

On motion, Senate Bill No. 2385, on same subject, was substituted for House Bill No. 2337.

House Bill No. 2341--To regulate compensation, general sessions judge, Marion County.

On motion, House Bill No. 2341 was made to conform with Senate Bill No. 2389.

On motion, Senate Bill No. 2389, on same subject, was substituted for House Bill No. 2341.

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House Bill No. 2342--To regulate County Board of Education, Bledsoe County.

On motion, House Bill No. 2342 was made to conform with Senate Bill No. 2390.

On motion, Senate Bill No. 2390, on same subject, was substituted for House Bill No. 2342.

House Bill No. 2345--To provide for alderman, Dyersburg.

House Bill No. 2346--To create a juvenile court, Obion County.

House Bill No. 2347--To regulate powers of city judge, Winchester.

On motion, House Bill No. 2347 was made to conform with Senate Bill No. 2398.

On motion, Senate Bill No. 2398, on same subject, was substituted for House Bill No. 2347.

House Bill No. 2349--To create a juvenile court, Gibson County.

On motion, House Bill No. 2349 was made to conform with Senate Bill No. 2365.

On motion, Senate Bill No. 2365, on same subject, was substituted for House Bill No. 2349.

House Bill No. 2350--To change tax rate, Trenton School District.

On motion, House Bill No. 2350 was made to conform with Senate Bill No. 2356.

On motion, Senate Bill No. 2356, on same subject, was substituted for House Bill No. 2350.

House Bill No. 2351--To change tax rate, Bradford School District.

On motion, House Bill No. 2351 was made to conform with Senate Bill No. 2357.

On motion, Senate Bill No. 2357, on same subject, was substituted for House Bill No. 2351.

House Bill No. 2352--To change tax rate, Gibson School District.

On motion, House Bill No. 2352 was made to conform with Senate Bill No. 2358.

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On motion, Senate Bill No. 2358, on same subject, was substituted for House Bill No. 2352.

House Bill No. 2354--To amend Chapter 240, Private Acts, 1982.

House Bill No. 2370--To authorize sale of certain property, McKenzie.

House Bill No. 2371--To levy tax on lodgings, Dyersburg.

House Bill No. 2374--To provide trust fund for medically indigent, McKenzie.

Senate Joint Resolution No. 168--Relative to honoring David J. Harkness.

Senate Joint Resolution No. 169--Relative to memory, Hugh Miller Davis.

Senate Joint Resolution No. 245--Relative to congratulating Graceland Junior High School girls basketball team.

Senate Joint Resolution No. 246--Relative to honoring Carlton Platt and Brentwood High School football team.

Senate Joint Resolution No. 256--Relative to congratulating Coach David Russell and Bradford High School girls basketball team.

House Joint Resolution No. 392--Relative to honoring Crill Higgins.

House Joint Resolution No. 394--Relative to honoring Dr. Pierre Seches.

House Joint Resolution No. 395--Relative to congratulating Coach Weiss and Sweetwater girls basketball team.

House Joint Resolution No. 396--Relative to congratulating Coach Arnold and University of Tennessee Chattanooga Moccasins.

House Joint Resolution No. 397--Relative to commending Jody Daniels.

House Joint Resolution No. 398--Relative to memory, Judge Lloyd G. McCluen.

House Bill No. 2344--To regulate issuance of bonds, Chattanooga.

On motion, House Bill No. 2344 was made to conform with Senate Bill No. 2397.

On motion, Senate Bill No. 2397, on same subject, was substituted for House Bill No. 2344.

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House Bill No. 2123--To change boundary lines, Greene and Washington Counties.

House Bill No. 2282--To designate a board of commissioners, Warren-Viola Utility District.

On motion, House Bill No. 2282 was made to conform with Senate Bill No. 2337.

On motion, Senate Bill No. 2337, on same subject, was substituted for House Bill No. 2282.

Mr. Gill moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 1535--To regulate rollback taxes on certain land.

On motion, House Bill No. 1535 was made to conform with Senate Bill No. 1559.

On motion, Senate Bill No. 1559, on same subject, was substituted for House Bill No. 1535.

Mr. Johnson moved that Senate Bill No. 1559 be passed on third and final consideration.

Mr. Murray moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1559 by adding the following new, appropriately numbered section:

Section . Tennessee Code Annotated, Section 67-657, is amended by adding the following language as a new, appropriately numbered subsection:

() In the event that any tax assessor fails to properly carry out his duties in accordance with the provisions of Sections 67-650 through 67-658, all compensation to such assessor shall be discontinued pursuant to the provisions of Section 67-637.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1559, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 294--To amend Title 6, Chapter 51, Code.

On motion, House Bill No. 294 was made to conform with Senate Bill No. 8.

On motion, Senate Bill No. 8, on same subject, was substituted for House Bill No. 294.

Mr. Carter moved that Senate Bill No. 8 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wolfe, Wood, Work and Yelton--94.

A motion to reconsider was tabled.

Mr. Smith moved that House Bill No. 1752 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 2152--To amend Chapters 1 and 14, Title 14 and Chapters 27 and 54, Title 8, Code.

On motion, House Bill No. 2152 was made to conform with Senate Bill No. 2190.

On motion, Senate Bill No. 2190, on same subject, was substituted for House Bill No. 2152.

Mr. Kelley moved that Senate Bill No. 2190 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner,

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Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work and Yelton--95.

A motion to reconsider was tabled.

Mr. Smith moved that House Bill No. 2058 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

Mr. Lashlee moved that House Bill No. 1914 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 1631--To regulate criminal investigators.

Mr. Tanner moved that House Bill No. 1631 be passed on third and final consideration.

Mr. Dills moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1631 by adding the following new section immediately preceding the final section and by renumbering the final section accordingly:

SECTION ____ . Chapter 848 of the Public Acts of 1978 is further amended by adding the following new section:

If the District Attorney General for the Fourteenth Judicial Circuit appoints a criminal investigator who is an attorney and assigns such investigator to serve as an assistant district attorney for such circuit pursuant to Section 1 of Chapter 254 of the Public Acts of 1967, the District Attorney General for the Thirty-First Judicial Circuit shall be authorized to appoint a criminal investigator who is licensed to practice law in this state and assign such investigator to serve as a part-time assistant district attorney for the Thirty-First Judicial Circuit. Such investigator for the Thirty-First Judicial Circuit shall receive the same compensation provided by Tennessee Code Annotated, Section 8-7-201 (b) for part-time assistant district attorneys general.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1631, as amended, passed it third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington,

Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Yelton--93.

A motion to reconsider was tabled.

Senate Joint Resolution No. 201--Relative to endorsing Strength Through Peace Coalition.

Mr. Percy moved that Senate Joint Resolution No. 201 be concurred in.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Joint Resolution No. 201 by deleting the second resolving clause and renumber accordingly.

On motion, the amendment was adopted.

Mr. Percy moved that Senate Joint Resolution No. 201 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

Senate Bill No. 1587--To regulate industrial development bonds.

Mr. Murphy (Davidson) moved that Senate Bill No. 1587 be passed on third and final consideration.

Mr. Owen moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 1587 by inserting the following new section immediately before the effective date section and numbering the section accordingly:

Section . Tennessee Code Annotated, Section 7-53-101, subsection (11) (B) of the definition of "Project" is amended in the fifth line of the first paragraph of said subsection (11) (B) by adding a comma following the word "hotel," and deleting the words "or motel" and adding in lieu thereof the words "motel or apartment building."

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Mr. Stafford moved that the amendment be tabled, which motion prevailed by the following vote:

Ayes	53
Noes	28
Present and not voting	7

Representatives voting aye were: Akard, Bell (Knox), Bewley, Buck, Byrd, Carter, Clark (Davidson), Copeland, Covington, Crain, Davis (Hamilton), DeBerry, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Hillis, Hurley, Huskey, Jones, Kent, Kernell, King (Washington), McAfee, McNally, Montgomery, Moore, Murphy (Shelby), Naifeh, Percy, Pruitt, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Shockley, Small, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Webb, Whitson, Wolfe, Wood and Yelton--53.

Representatives voting no were: Baker, Bell (Wilson), Bivens, Brewer, Clark (Sumner), Davidson, DePriest, Disspayne, Hudson, Jared, Johnson, Kelley, King (Shelby), Lashlee, Love, Miller, Murphy (Davidson), Murray, Owen, Phillips, Rhinehart, Richardson, Scruggs, Severance, Sir, Wallace, Wheeler and Work--28.

Representatives present and not voting were: Bragg, Burnett, Davis (Gibson), Davis (Pickett), Dills, Henry (Roane) and Robertson--7.

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 4

Amend Senate Bill No. 1587 by deleting the new section in its entirety added by Amendment No. 2 and by substituting instead the following new section:

Section _____. Tennessee Code Annotated, Section 7-53-305, subsection (b) is further amended by adding the following language at the end of such subsection:

The provisions of this subsection shall only apply in counties having a population of fifty thousand (50,000) or more according to the 1980 federal census of population or any subsequent federal census.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1587, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	0

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Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

Mr. Miller moved that House Bill No. 1497 be placed on the Calendar for Wednesday, April 7, 1982, which motion prevailed.

House Bill No. 1668--To regulate Department of General Services.

On motion, House Bill No. 1668 was made to conform with Senate Bill No. 1873.

On motion, Senate Bill No. 1873, on same subject, was substituted for House Bill No. 1668.

Mr. Kernell moved that Senate Bill No. 1873 be passed on third and final consideration.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1873 by adding the following language to the end of Section 2:

"During the fiscal year 1982-83, the Commissioner of the Department of General Services shall obtain from each state agency (excluding higher education institutions) the following information relative to state automobiles for which a change of status has occurred during fiscal years 1980-81, 1981-82 and 1982-83:

1. Make, model and license number of the affected automobile,
2. The name and position title of the state employee giving up or turning in such automobile, and

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3. The name and position title of the state employee receiving for use such state automobile."

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1873, as amended, passed its third and final consideration by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

Mr. Murray moved that House Bill No. 1945 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 1471--To change the elections of constables, certain counties.

On motion, House Bill No. 1471 was made to conform with Senate Bill No. 1736.

On motion, Senate Bill No. 1736, on same subject, was substituted for House Bill No. 1471.

Mr. Murray moved that Senate Bill No. 1736 be passed on third and final consideration.

Mr. Percy moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1736 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. The provisions of this act shall apply in any county having a population of not less than 13,700 nor more than 13,760 according to the 1980 federal census of population or any subsequent federal census.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1736, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

House Bill No. 2151--To enact Commission on Aging Act of 1982.

On motion, House Bill No. 2151 was made to conform with Senate Bill No. 2031.

On motion, Senate Bill No. 2031, on same subject, was substituted for House Bill No. 2151.

Mr. Davis (Hamilton) moved that Senate Bill No. 2031 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby),

King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF AMENDED BILL

Senate Bill No. 1521--To regulate retirement benefits, former governor.

Mr. Rhinehart moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 1521, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Rhinehart, Bragg and McKinney as the Conference Committee on Senate Bill No. 1521.

FURTHER CONSIDERATION OF AMENDED BILL

Senate Bill No. 2035--To increase longevity pay, certain employees.

Mr. Rhinehart moved that the House refuse to recede from its action in adopting Amendment No. 1 to Senate Bill No. 2035, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1739--General Appropriations Bill.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1739 by deleting each and every section of House Bill 1739 and substituting instead new section 1 through 48, namely:

Sections 1 through 48 of House Bill No. 1739 as introduced on February 4, 1982; printed and distributed as Senate Bill No. 1926; and considered to be part of this amendment.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1739 by deleting Section 1, Title III-16, Item 3.4 which reads as follows:

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3.4 Crippled Children's Services..... 3,831,100.00

AND by substituting instead the following:

3.4 Crippled Children's Services..... 4,831,100.00

AND by adjusting all totals and subtotals accordingly.

AMEND by adding a new item to the appropriate section to read as follows:

Item _____. In addition to any other appropriation made by the provisions of this act, there is hereby appropriated seven hundred fifty-eight thousand dollars (\$758,000) to the Department of Human Services for the sole purpose of increasing the foster care rate from 50 percent of the cost of care to 60 percent. This appropriation is essential for the state to ensure quality care for foster care children.

AND FURTHER AMEND by adding a new item to the appropriate section to read as follows:

Item _____. In addition to any other appropriation made by the provisions of this act, there is hereby appropriated one million two hundred eighty thousand dollars (\$1,280,000) to the Department of Human Services.

AMEND by deleting Title II of Section 1 in its entirety and by substituting instead the following:

II JUDICIAL

1.	Appellate and Trial Courts.....	\$11,887,300.00
2.	Supreme Court Buildings.....	415,000.00
3.	Indigent Defendants Counsel.....	2,390,700.00
4.	Verbatim Transcripts.....	1,209,000.00
5.	State Law Libraries.....	232,200.00
6.	Judicial Council and Conference....	89,800.00
7.	Judicial Committees.....	30,500.00
8.	Court System Administration.....	594,000.00
9.	Appellate Court Clerks.....	325,900.00
10.	State Board of Law Examiners.....	161,100.00
	Total Title II.....	\$17,335,500.00

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$328,819 to increase the salary and benefits of certain persons compensated from funds appropriated in Section 1, Title III-1, item 2 (District Attorneys General), to be allocated as follows:

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(a) \$225,592 -- 5% salary increase for district attorneys general and full-time assistant district attorneys general no longer eligible for step increases pursuant to the provisions of Tennessee Code Annotated, Section 8-7-201;

(b) \$66,627 -- 7% salary increase for criminal investigators and adjustment of salary scale of such investigators based on years of service;

(c) \$27,800 -- 2% salary funds necessary to provide 7% increase for general employees; and

(d) \$8,800 -- prior service credit for certain assistant district attorneys general.

AMEND by adding a new item to the appropriate section to be numbered appropriately and to read as follows:

Item _____. From State funds made available to the Department of Transportation for fiscal years 1981-82 and 1982-83 there is hereby earmarked an amount of \$20,000,000.00 to be used exclusively for an off system bridge replacement program. The Commissioner of the Department of Transportation shall have complete administrative authority of this program. The Commissioner of Transportation shall allocate this \$20,000,000.00 to the various counties and cities of the state under the following formula. Funds will be distributed based on need as determined by dividing the total linear feet of off system bridges in each county having a load limit of less than 10 tons, less than 51 feet in length with average daily traffic of less than 751 by the total linear feet of off system bridges statewide having a load limit of less than 10 tons, less than 51 feet in length with average daily traffic of less than 751. The bridges included in the above apportionment formula are those bridges owned by either county or city governments.

The first order of priority shall be given to bridges recommended for closure in each county or city and progress upward in order of load limit unless sufficient written justification for deviation is provided to the Department.

No sums shall be obligated and/or expended in any county or city by the Commissioner for bridge replacements under this item unless the agency has agreed to match such proposed expenditures in an amount of at least 20% of the proposed expenditure. The required match may be provided by an in-kind contribution to the project. Any sums proposed to be expended under this item and not matched shall be made available to other counties and cities, and shall be reallocated under the previously stated formula.

Where local agencies have attempted to address their own bridge problems, they may be given credit for their efforts against their matching requirements for the regular Federal Bridge

Replacement Program. To qualify, the county must document to the Department's satisfaction, that locally appropriated funds have been expended to raise the load limit of the bridge to at least 15 tons. The bridges eligible for this credit shall be those recommended for posting or closure by the Department of Transportation Off System Inspection Program after January 1, 1979.

AMEND by deleting from Section 39 the fifth paragraph in its entirety and substituting the following:

All salaries and wages of other educational institutions shall be approved by the Commissioner of Personnel. No salary of any officer, agent or employee shall be supplemented in any way or in any manner whatsoever. Except as otherwise provided by law and with the appropriation made in this act, state employees' compensation and benefits shall be adjusted in accordance with the following requirements and/or limitations:

- (a) Effective July 1, 1982 the salary step in the state's basic compensation plan, the executive compensation plan, and the physicians' and dentists' compensation plan shall be increased by three percent (3%).
- (b) On July 1, 1982 each state employee who has at least one year's service and who has performed satisfactory work during the preceding year shall receive a one-step pay raise. Employees with less than one year's service shall receive a one-step pay raise effective in the month following the completion of one year's service. A one-step raise for employees in the executive branch who are under the jurisdiction of the Department of Personnel shall be the increment from one rate to the next in the appropriate classification-compensation plan. An employee will be assumed to be performing satisfactory work, under the terms of this section, and shall be considered for a one-step salary increase when eligible, provided that if such increase is denied, a statement from the department or agency head detailing the circumstances surrounding the denial be sent to the affected employee. The employee shall then have the opportunity to respond either orally or in writing to the department or agency head. If the denial is sustained by the department or agency head, such letter must be filed with the Commissioner of Personnel.

The Department of Personnel and the Department of Finance and Administration shall report monthly to the Senate and House Finance, Ways and Means Committees and the Fiscal Review Committee on bona fide employee promotions, showing clearly by department the names and the increases in pay as a result of such promotions.

Such report shall also include employee transfers, dismissals, terminations, demotions, separations, and position abolishments showing clearly by department the names and titles of the employees affected, and such employees' position subsequent to such actions. Such report shall be furnished to the Speaker of the House and the Speaker of the Senate and to any other member of the General Assembly upon such member's request. Such report shall be furnished monthly.

AND FURTHER AMEND by adding the following new items to the appropriate section to be appropriately numbered and to read as follows:

Item _____. The Commissioners of Finance and Administration and Personnel are directed to develop a plan for the funding of the Well Pay Program authorized by Public Chapter 446 of 1981. The plan required by this section shall fund the Well Pay program from realized savings, in each fiscal year, which accrue as a result of the program. If such a plan cannot be practically implemented, the Commissioner of Finance and Administration shall make appropriate budgetary adjustments to fund the program for the 1982-83 fiscal year and together with the Commissioner of Personnel shall recommend such legislative changes to the Well Pay program as are required to produce sufficient savings to fund the program.

Item _____. From the appropriations made to the State Board of Regents and the University of Tennessee, there is hereby appropriated a sum sufficient to fund payments required for the Well Pay program. This appropriation is subject to the approval of the State Board of Regents and the Board of Trustees of the University of Tennessee.

AND FURTHER AMEND by adding a new item to be appropriately numbered and added to the appropriate section to read as follows:

Item _____. (a) In addition to all other sums appropriated in this act, there is appropriated the sum of \$3,657,100 to the Tennessee Foundation Program for the purpose of providing the training and experience increment for all teachers compensated under the Tennessee Foundation Program.

(b) The State Board of Education is directed to adjust the 1982-83 minimum state salary schedule as established by the State Board of Education by seven percent (7%) in each step above the 1981-82 minimum state salary schedule.

AMEND by adding the following new items at the end of Section 11:

Item _____. From the funds appropriated for capital outlay purposes in Section 1, Title III-24 of this act, it is the legislative intent to delete the following projects presented in

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the State of Tennessee's 1982-83 Budget Document and that the appropriate line items be adjusted accordingly: (a) Correction Master Plan--New Prison Planning --\$400,000; and (b) Public Health Central Laboratory--\$500,000. It is the further legislative intent to reduce the University of Tennessee System UTK Library Expansion Plan to \$400,000 and such funds shall only be expended for preplanning such expansion. Funds shall only be expended for construction if such project is THEC's number one priority for the University of Tennessee System.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 for the sole purpose of preplanning the Fogelman building at Memphis State University. Funds shall only be expended for construction if such building is THEC's number one priority for Memphis State University.

Item _____. It is the legislative intent that the funds appropriated in Section 1, Title III-26, item 4 for amortization of authorized and unissued bonds be reduced by the sum of \$2,925,600 and it is the further legislative intent to delete the following projects presented in the State of Tennessee's 1982-83 Budget Document: (a) Mental Health/Mental Retardation Western--Polk Building Renovation; (b) State Board of Regents MSU--Fogelman Business College Addition; (c) University of Tennessee System UTK--Coal--Fired Boiler and Streamline; and (d) Public Health--Central Laboratory.

AMEND by deleting from Title III-9 of Section 1 the following words and figures:

7. Educators' Liability Insurance..... \$ 125,000.00

AND by changing the resultant totals accordingly.

AMEND by adding the following new item at the end of Section 11:

Item _____. Notwithstanding any provision of law or this act to the contrary, the sum of \$2,600,000 is hereby transferred from the highway fund to the general fund.

AMEND by adding the following new item at the end of Section 11:

Item _____. Notwithstanding any provision of law or this act to the contrary, institutions of higher education are authorized to generate two percent (2%) of the seven percent (7%) salary increase from any funds available to such institutions.

AMEND by adding an additional item to the appropriate section to read as follows:

Item _____. It is the legislative intent that the unexpended balance of the appropriation authorized in Section 12, Item 26 of

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Chapters 503, Public Acts of 1981 for the Tennessee Comprehensive Education Study, shall not revert to the general fund on June 30, 1982, but is hereby reapportioned in the fiscal year beginning July 1, 1982.

AMEND by adding an item to read as follows:

The Tennessee Department of Public Health, in the allocation of the Maternal and Child Health Block grant will establish an \$83,000 program to support Department of Pediatrics Maternal and Child Health-related service, teaching and training activities in Meharry Medical College for the balance of fiscal year 1981-1982; and in fiscal year 1982-1983 will fund said program at a \$300,000 level.

AMEND by adding an additional item to Section 12 to read as follows:

Item _____. In addition to any other appropriation made by the provisions of this act, there is hereby appropriated one hundred sixteen thousand dollars (\$116,000) to the Department of Public Health for the sole purpose of contracting with Meharry Medical College and the Memphis Regional Sickle Cell Council, Inc., for the study, research and treatment of drepanocytomia (sickle cell anemia). From such appropriation, ninety-one thousand dollars (\$91,000) shall be allocated for contracting with Meharry Medical College and twenty-five thousand dollars (\$25,000) shall be allocated for contracting with the Memphis Regional Sickle Cell Council, Inc.

AMEND by deleting Item 17 of Section 12 in its entirety and by substituting instead the following:

Item 17. From the funds appropriated by the provisions of this act in Section 1, Title III-5, there is appropriated seventy-one thousand dollars (\$71,000) for the Tennessee-Tombigbee Waterway Development Authority.

AMEND by adding the following new item at the end of Section 11:

Item _____. Notwithstanding any provision of the law to the contrary, from the funds appropriated by the provisions of this act to the Department of Revenue, there is hereby allocated the sum of nine hundred seventy-six dollars (\$976.00) to be appropriated to the Board of Claims for the purpose of reimbursing Mr. Warren R. Perryman, P.O. Box 807, Newport, Tennessee 37821, for the registration fee for license plate number PX-0617 which was purchased but never used. The appropriation made in this item is subject to the approval of the Board of Claims.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-

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five thousand dollars (\$25,000) to the Tennessee Council for the Hearing Impaired.

AMEND by adding the following new item at the end of Section 12:

Item _____. From the funds available to the State Building Commission, there is allocated the sum of seventy-five thousand dollars (\$75,000) for the purpose of pre-planning campus expansion at Motlow State Community College.

AMEND by deleting the appropriation for Attorney General and Reporter in Section 1, Title 3, Item 1.1, and substituting instead:

Attorney General and Reporter..... \$ 2,990,459.00

AND adjusting all subtotals and totals accordingly.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Tennessee Higher Education Commission the sum of twenty-seven thousand five hundred dollars (\$27,500.00) for the purpose of continuing service of the Educational Information Center.

AMEND by adding the following new item at the end of Section 12:

Item _____. Notwithstanding any provision of law to the contrary, there is appropriated the sum of two thousand three hundred two dollars (\$2,302) to Mr. Vinson F. Thompson, Box 501, Obion, Tennessee 38240 to reimburse him for the judgement rendered against him in the United States District Court, Middle Tennessee Division, and for interest thereon, for violating the civil rights of inmate Chester Vaughn. This suit was commenced during the time that Mr. Thompson was the warden of the Tennessee state prison. The appropriation made in this item is subject to the approval of the Board of Claims.

AMEND by adding an additional item to the appropriate section to read as follows:

Item _____. In addition to any other appropriation made by the provisions of this act, there is hereby appropriated eighteen thousand five hundred dollars (\$18,500) to the Tennessee Children's Services Commission for the sole purpose of funding a social worker position and related costs so that the Commission may adequately address the needs of children in the state.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty thousand dollars (\$60,000) to the Department of Education for the

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alternative vocational program in which juveniles live at home and receive counseling, academic and vocational training as an alternative to institutionalization. The appropriation made in this item is subject to the approval of the Commissioner of Finance and Administration.

AMEND by adding the following new item at the end of Section 11:

Item _____. No funds appropriated or authorized by the provisions of this act shall be expended to erect any sign, plaque or other marker until all signs, plaques, or other markers authorized by the provisions of Chapter 503 of the Public Acts of 1981 have been erected.

AMEND by adding the following new section immediately preceding Section 47 and by renumbering subsequent sections accordingly:

SECTION _____. To the extent state general fund revenues exceed general fund requirements for the fiscal year ending June 30, 1982, before considering the provisions of Sections 30 and 35 of this act, there is hereby appropriated the following amount for the following purpose:

Item 1. In addition to any other appropriations herein, there is hereby appropriated \$100,000 to the Tennessee Higher Education Commission for the sole purpose of contracting with the Joint Institute for Heavy Ion Research at Oak Ridge, Tennessee, for research.

AMEND by adding the following new section to be appropriately numbered:

SECTION _____. In addition to other appropriations made in this act, there is hereby appropriated to the Department of State \$16,300 for salaries and benefits to fund an additional position. This appropriation is contingent upon the passage of Senate Bill No. 1528-House Bill No. 1463, or Senate Bill No. 1641-House Bill No. 1961, or Senate Bill No. 1854-House Bill No. 1609, or Senate Bill No. 1642.

AMEND by adding a new item to Section 12, as follows:

Item _____. There is hereby appropriated the sum of one hundred sixty-six thousand six hundred and sixty-seven dollars (\$166,667) to the State Funding Board, in addition to all other appropriations made to that board. This sum is for the purpose of paying the estimated first year's payment of interest and principal on the general obligation bonds authorized by Senate Bill No. 1578/House Bill No. 1444, and shall take effect only if such bills are enacted into law.

AMEND by adding the following new section and numbering accordingly:

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SECTION _____. In addition to the other appropriations made in this act, there is hereby appropriated to the Division of Regional Libraries, an amount of \$750,000 to be used to give statewide assistance to all 95 counties in providing special library services to elderly and disadvantaged citizens.

AMEND by adding the following new item at the end of Section 11:

Item _____. In addition to the appropriation to the Department of Tourist Development, there is added an amount not to exceed one hundred thirty-five thousand dollars (\$135,000) for the sole purpose of permitting the State of Tennessee to match local funds to nonprofit tourist promotional organizations in the nine (9) planning regions in Tennessee as authorized by Tennessee Code Annotated, Section 11-25-105; each such organization shall meet the criteria for funding as established by the Commission of Tourist Development. Said fund, one dollar of state funds per dollar of local funds to a maximum of fifteen thousand dollars (\$15,000) to each regional organization, shall be contributed only upon the recommendation of the Commissioner of Tourist Development and with the approval of the Commissioner of Finance and Administration.

AMEND by adding to Section 12 the following language as a new, appropriately-numbered item:

Item _____. Subject to Senate Bill No. 2163/House Bill No. 2014 becoming law, there is hereby earmarked from the State Board of Equalization Loan Fund two hundred and ten thousand dollars (\$210,000.00) from loan funds available to carry out the provisions of Senate Bill No. 2163/House Bill No. 2014.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Labor the sum of one hundred thirty-eight thousand dollars (\$138,000) for the sole purpose of funding the Mine Safety School.

AMEND by adding the following to Section 12 as an appropriately numbered new item:

Item _____. In addition to the amounts appropriated in Section 1, Title III-1-4.10, there is hereby appropriated to the State Board of Equalization an amount of sixteen thousand dollars (\$16,000) for the sole purpose of fulfilling the purposes of Senate Bill No. 1491 (House Bill No. 1165). This item is subject to Senate Bill No. 1491 (House Bill No. 1165) becoming law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item _____. In addition to any other appropriation made in this act, there is hereby appropriated up to thirty-two thousand five hundred dollars (\$32,500) to the John A. Gupton College for the purpose of funding up to twenty-three (23) slots for students of mortuary science. This contract shall be administered by the Tennessee Higher Education Commission and is contingent upon the availability of funds which might result from the non-expenditure of funds appropriated for other contractual programs with private institutions.

AMEND by adding the following new item at the end of Section 11:

Item _____. The unexpended funds appropriated for Legislative Computer Services by the provisions of items 16 and 17 of Section 12 of Chapter 503 of the Public Acts of 1981 shall not revert to the general fund on June 30, 1982 but shall remain available for the purposes appropriated for expenditure in accordance with such provisions of such act.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred fifty thousand dollars (\$150,000) to the General Assembly for continuation of the legislative on-line bill status information system. The allocation and expenditure of the appropriation made in this item is subject to the approval of the Joint Legislative Services Committee. The appropriation made in this item is subject to the approval of the Commissioner of Finance and Administration.

AMEND by deleting from Item 4. in Title III-1 (Constitutional and Quasi-Judicial Offices) in Section 1 the language:

4.4 Division of County Audit..... \$ 1,886,300.00

AND substituting the language:

4.4 Division of County Audit..... \$ 1,941,900.00

AND FURTHER AMEND by deleting from Item 4. in Title III-1 (Constitutional and Quasi-Judicial Offices) in Section 1 the language:

Total Office of the Comptroller
of the Treasury..... \$17,327,100.00

AND substituting the language:

Total Office of the Comptroller
of the Treasury..... \$17,382,700.00

AMEND by adding the following new section to read:

Notwithstanding any other provisions to the contrary, the Department of Public Health shall develop and implement a plan for the use of increased prenatal funds which primarily benefits low-income expectant mothers. Such plan shall include maximum utilization of medicaid reimbursement, special reimbursement categories for services to increase provider participation, eligibility for very low-income two parent households, early coverage for first time expectant mothers, and such other elements as the Department deems necessary to fulfill the purpose set out above.

AMEND by adding the following new item to the appropriate section to read as follows:

Item _____. There is hereby appropriated the sum of eighty thousand dollars (\$80,000.00) to the Commission for Human Development which sum shall be in addition to all other appropriations made to the Commission for Human Development and which sum shall be used to continue the Technical Assistance Section.

AMEND by adding a new item to Section 12, as follows:

Item _____. There is hereby appropriated the sum of twenty-five thousand dollars (\$25,000) to the Tennessee Department of Conservation, in addition to all other appropriations made to the department. This sum shall be available for, and shall be used for, the state share of matching any available federal funds for a study of water resource management, authorized by Senate Bill No. 1973/House Bill No. 1849, and shall take effect only if such bills are enacted into law. The appropriation made in this item is subject to the approval of the Commissioner of Finance and Administration.

AMEND by adding the following new item to read:

In addition to any other appropriations for dental programs funded by the State of Tennessee, there is appropriated ninety-two thousand dollars (\$92,000.00) to the Department of Public Health for the continuation and enlargement of Meharry Medical College's graduate training program in general practice for dentists.

AMEND by adding the following new item at the end of Section 11:

Item _____. The balance of the funds appropriated in Item 26 of Section 11 of Chapter 435 of the Public Acts of 1979 shall not revert on June 30, 1982, but are hereby reappropriated and shall remain available for the purpose for which originally appropriated. The appropriation made in this item is subject to the approval of the Commissioner of Finance and Administration.

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AMEND by adding an additional item at the end of Section 12 to read as follows:

Item _____. In addition to any other appropriation made by the provisions of this act, there is hereby appropriated one million nine hundred eighty thousand dollars (\$1,980,000.00) for the sole purpose of increasing the cost-of-living retirement allowance from three percent (3%) to five percent (5%) for certain retirees covered by the provisions of Senate Bill No. 1694/House Bill No. 1632.

AMEND by adding the following new item at the end of Section 12:

Item _____. From the funds appropriated to the Comptroller by the provisions of this act, there is hereby allocated an amount not to exceed twenty thousand dollars (\$20,000.00) for the purpose of meeting the State of Tennessee's participation in the cost of supporting the National Council on Governmental Accounting or a Governmental Accounting Standards Board in the establishment of governmental accounting standards and principles. This is subject to the approval of the Commissioner of Finance and Administration and the Comptroller.

AMEND by adding a new item to the appropriate section to be numbered appropriately and to read as follows:

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated a sum sufficient to carry out the provisions of Senate Bill No. 2183, House Bill No. 1560 (Public Chapter, Public Acts of 1982). This appropriation is effective only if Senate Bill No. 2183, House Bill No. 1560 becomes law.

AMEND by adding the following language to Section 12 as a new item:

Item _____. In addition to any funds that may be appropriated elsewhere within this act, there is hereby appropriated the sum of one hundred fifty thousand dollars (\$150,000.00) to the Tennessee Student Assistance Corporation to be used by the corporation for the sole purpose of mitigating the effects of federal funding cutbacks upon needy college students within the state during fiscal year 1982-83. The appropriation made in this item is subject to the approval of the Commissioner of Finance and Administration.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of five thousand dollars (\$5,000) to the office of the Executive Secretary to the Supreme Court for the sole purpose of funding one annual educational seminar for the state court clerk's conference.

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AMEND by adding an additional item at the end of Section 12:

Item _____. In addition to any other appropriations made by the provisions of this act, there is appropriated two hundred fifty thousand dollars (\$250,000.00) to the University of Tennessee Agricultural Extension Service. These additional funds shall be allocated to and expended in the ninety-five (95) county agricultural extension offices only.

If agricultural extension specialists and other central support positions become vacant during 1982-83, priority attention shall be given placement of freed funds into county-level positions if such is feasible.

AMEND by adding a new item to read:

Item (). The Department of Education shall require as a condition of the receipt of state education funds under this act, that local school systems which can do so without the expenditure of state or local school funds, or disruption of schedules, implement a program of school breakfasts for disadvantaged children in those schools which meet the "severe need" criteria or are presently serving forty percent (40%) of the lunches in the school lunch program free or at a reduced price. Nothing in this item shall be construed to prevent any school system from using state or local funds to supplement such a program.

AND FURTHER AMEND by adding an item to read:

Item (). The Department of Education shall require as a condition of the receipt of state funds, that each local school system provide a nutritious meal for students.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any funds appropriated by the provisions of this act, there is appropriated to the Department of Education the sum of one hundred fifty thousand dollars (\$150,000.00) for the sole purpose of establishing a grant program to approved Skills Centers to provide adult vocational technical training programs to disadvantaged adults. Local Skills Centers shall be those programs so designated by the Manpower Development Training Act of 1962. Such funds shall be allocated for the sole purpose of generating federal, state, local government or private funds to operate such programs. No entity shall be eligible to receive such funds unless such entity is advised by an advisory committee composed of representatives of business and industry to insure that such training programs are offered to meet the job training needs of the local client area. The funds appropriated pursuant to this item shall not revert at the end of the fiscal year but shall remain available for the

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purpose appropriated. The appropriation made in this item is subject to the approval of the Commissioner of Finance and Administration.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated a sum of \$40,008.00 to the Tennessee Advisory Commission on Intergovernmental Relations. This appropriation shall be funded as follows:

1. An amount of \$20,004.00 shall, before distributing to the counties any of the revenues mentioned in 57-3-306, be deducted at the rate of \$1,667.00 per month, and
2. An amount of \$20,004.00 shall, before distributing to incorporated municipalities from the sales tax allocated to incorporated municipalities, be deducted at the rate of \$1,667.00 per month.

AMEND by adding an additional item to Section 12 to read as follows:

Item _____. In addition to any other appropriation made by the provisions of this act, there is hereby appropriated \$15,000 to the Department of Tourism for the sole purpose of increasing the advertising contract with the Tennessee Association of Broadcasters.

AMEND by adding the following:

From the funds appropriated in Section 5 (5.2) Title III-16 of this act to "Medicaid Services," there is hereby earmarked sufficient funds to pay the following relative to drugs furnished to Medicaid patients:

1. a. Actual acquisition cost of drugs, except drugs described in 2. below, plus a professional fee of \$3.25 per prescription; or

b. The usual and customary drug charge to the general public, whichever is less.

2. Drugs for which the Department of Public Health and/or the federal government have published maximum reimbursement prices to include the acquisition cost or the maximum reimbursement price, whichever is less, plus the professional fee of \$3.25 per prescription, or the usual and customary charge to the public, whichever is less.

AMEND by adding the following new item at the end of Section 11:

Item _____. From the revolving funds of the state industries and institutional farms programs, or in the event that no such

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funds are available from the funds appropriated to the Department of Correction, there is hereby appropriated to the division of agri-industries the sum of \$339,100. Such sum is allocated and shall be expended as follows:

(1) A sum not to exceed \$145,000 for purchase of fertilizer.

(2) A sum not to exceed \$118,700 for purchase of lime to restore the lime level to Ph 6.5 on all farms.

(3) A sum not to exceed \$75,400 for the purchase of the chemicals necessary to control the Johnson grass problem on all farms.

There is created a special joint oversight committee which shall monitor the implementation of this item to insure that the funds appropriated by the provisions of this item are expended in accordance with the provisions of this item. Such committee shall be composed of three (3) members of the House of Representatives and two (2) members of the Senate, who are knowledgeable about agriculture, to be appointed by the respective Speakers thereof. All members of the committee shall remain members of the committee until such funds are expended or obligated and shall be paid as members of the General Assembly are paid for attending legislative meetings as provided in Tennessee Code Annotated, Section 3-1-106.

AMEND by deleting from Section 1, Title III-21, item 1.12 which reads:

1.12 Group Insurance..... 7,000,000.00

AND substituting in lieu thereof:

1.12 Group Insurance..... 4,000,000.00

AND FURTHER AMEND by adding a new Section to read:

SECTION ____ BE IT FURTHER ENACTED, That in addition to the appropriations contained in Section 1, Title III-10, of this act, there is appropriated the sum of \$3,000,000.00 for the purpose of increasing the employer's contribution to the Group Insurance Plan. The appropriation shall be allocated according to the following schedule:

Austin Peay State University.....	\$ 77,100.00
East Tennessee State University....	189,300.00
Memphis State University.....	346,100.00
Middle Tennessee State University..	227,700.00
Tennessee State University.....	161,000.00
Tennessee Tech State University....	167,200.00

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Chattanooga State Community College	36,400.00
Cleveland State Community College..	31,200.00
Columbia State Community College...	20,300.00
Dyersburg State Community College..	13,200.00
Jackson State Communtiy College....	28,600.00
Motlow State Community College.....	20,000.00
Roane State Community College.....	29,700.00
Shelby State Community College.....	54,200.00
Volunteer State Community College..	25,600.00
Walters State Community College....	33,800.00
UT Chattanooga.....	124,200.00
UT Knoxville.....	535,500.00
UT Martin.....	100,500.00
Nashville State Technical Institute	26,600.00
Knoxville State Technical Institute	14,300.00
Memphis State Technical Institute..	47,900.00
Tri-Cities State Technical Institute	17,900.00
ETSU College of Medicine.....	41,000.00
ETSU Family Medicine.....	6,900.00
UT Family Medicine.....	15,300.00
UT College of Vet. Medicine.....	28,800.00
UT Center for the Health Sciences..	250,900.00
Chattanooga Area Voc. Ed. School...	7,700.00
UT Agricultural Experiment Station.	90,700.00
UT Space Institute.....	13,800.00
UT Agricultural Extension Service..	118,800.00
UT County Technical Advisory Service	5,400.00
UT Institute for Public Service....	7,500.00
UT Continuing Education.....	9,500.00
UT Central Administration.....	8,300.00
SBR Administration.....	59,400.00
TSAC.....	7,700.00
TOTAL.....	\$ 3,000,000.00

AND FURTHER AMEND by adding a new item to the appropriate Section to read:

Item _____. The provisions of 49-50-106, Tennessee Code Annotated, to the contrary notwithstanding, there is hereby appropriated to the Tennessee Student Assistance Corporation, in addition to any other funds appropriated by the provisions of this act, all present cash balances and future revenues of the Tennessee Medical Loan Scholarship Program. The appropriations made in this item shall be for creation of an insurance reserve fund to be used to guarantee loans made to students and parents under provisions of the Auxiliary Loans to Assist Students Program (PLUS Program) authorized by Section 428 (B), Part (B), Title IV, Higher Education Act of 1965, as amended. Provided, however, the Tennessee Student Assistance Corporation is

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authorized to allocate from this appropriation such sums as it deems necessary for the purpose of providing for program start-up costs and for the first year's operating and staffing expenditures. Further provided, it is the legislative intent that operating and staffing expenditures in future fiscal years be paid from investment earnings of the insurance reserve fund, from guaranty fees assessed borrowers, or from other revenues accruing to the PLUS Program.

The appropriation made in this item is subject to passage of Senate Bill No. 1992-House Bill No. 1903.

AND FURTHER AMEND by adding a new Section to read:

SECTION _____. BE IT FURTHER ENACTED, That subject to approval by the Commissioner of Finance and Administration and the State Treasurer, there is hereby allocated from the funds appropriated for Retirement Accumulation Fund and Social Security Contributions in Section 1, Title III-9 of this act, such amounts as are required to provide for retirement and social security contributions for the staff of the state technical institutes. The Commissioner of Finance and Administration is authorized to transfer the required sums to establish separate appropriation items for benefits of the technical institutes.

AND FURTHER AMEND by deleting from Section 12, item 13, the following:

Title III-2-3.10

AND substituting in lieu thereof the following:

Title III-2-3.12

AND FURTHER AMEND by deleting from Section 1, Title III-21, Miscellaneous Appropriations, the words and figures:

1.11	State Employees Liability Insurance Study.....	25,000.00
1.13	Joe L. Evins Crafts Center.....	367,000.00

AND substitute in lieu thereof the words and figures:

1.11	State Employees Liability Insurance	50,000.00
1.13	Joe L. Evins Craft Center.....	342,000.00

AND FURTHER AMEND by deleting from Section 1, Title III-5, Department of Conservation, item 1, which reads:

1.	Division of Administration.....	\$ 2,164,500.00
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AND substitute in lieu thereof:

1. Division of Administration..... \$ 2,191,500.00

AND by changing the resultant totals accordingly.

AND FURTHER AMEND by deleting from Section 43 the following:

7. Small Cities Community Development block grant in the amount of \$26,588,600.00 to the Department of Economic and Community Development.

AND substitute in lieu thereof the following:

7. Small Cities Community Development block grant in the amount of \$60,110,000.00 to the Department of Economic and Community Development. Said sum being the estimated allocation of funds for the federal fiscal years 1981-82 and 1982-83.

AND FURTHER AMEND by adding a new item to the appropriate Section to read:

Item _____. That there is hereby appropriated a sum sufficient for the repurchase of approximately 3.23 acres at Cockrill Bend which was conveyed to Mr. John Henderson, Sr. and associates on January 14, 1980. The repurchase of the property is subject to approval by the State Building Commission.

AND FURTHER AMEND by adding a new item to the appropriate section to read:

Item _____. There is hereby appropriated a sum sufficient to the Department of Revenue from the proceeds of the \$1.00 fee authorized under the provision of Section 55-4-103(f), Tennessee Code Annotated. Said appropriation shall provide for a new general issuance of motor vehicle registration plates. This appropriation is subject to approval by the Commissioner of Finance and Administration.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act to the Fiscal Review Committee, there is appropriated the sum of \$20,000.00 to make a study of the admission and reimbursement methods and criteria used relative to the Medicaid under 21 inpatient psychiatric program.

AMEND by adding an additional item at the end of Section 12 to read as follows:

Item _____. In addition to any other appropriation made by the provisions of this act, there is appropriated a sum sufficient to the Department of Public Health for the sole

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purpose of implementing the provisions of Senate Bill No. 2153/ House Bill No. 2067. This appropriation shall be funded by the fees generated if Senate Bill No. 2153/House Bill No. 2067 becomes law.

AMEND by deleting the first paragraph of Item 2, Section 9 and substituting in lieu thereof the following:

The Commission in charge of the Supreme Court Building in Nashville, which was originally set up by Chapter 78, Public Acts of 1937, is authorized to employ an experienced Engineer-Superintendent to supervise the air conditioning and heating of the Supreme Court Building at Nashville and to employ the necessary assistants to keep and maintain the building. Payment for said services shall be paid out of the appropriations made by this act.

AMEND by adding the following new Item:

Item _____. Notwithstanding any other provision of law or this act to the contrary, the Board of Professional Responsibility of the Supreme Court shall cause an annual audit of its fiscal affairs to be conducted by a certified public accountant and a copy of said audit shall be filed with the Comptroller of the State of Tennessee within thirty (30) days after completion.

AMEND by adding the following new item at the end of Section 11:

Item _____. It is the legislative intent that the appropriation for perinatal care be expended only for such care and that no funds for perinatal care be transferred to prenatal care or to crippled children's services.

AMEND by adding an additional item to the appropriate section to read as follows:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated one hundred five thousand dollars (\$105,000) to the Tennessee Historical Commission for the sole purpose of providing historical publication assistance grants and operation and physical maintenance grants to historic sites.

AMEND by adding an additional item at the end of Section 12 to read as follows:

Item _____. In addition to any other appropriations made by the provisions of this act, there is appropriated ninety-four thousand six hundred fifty-seven dollars (\$94,657) to the Department of Correction for the sole purpose of increasing from \$150.00 per day to \$250.00 per day the maximum daily allowance for food and lodging for a criminal case jury. This appropriation

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is subject to Senate Bill No. 1823/House Bill No. 1927 becoming law.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty thousand dollars (\$20,000.00) to Roane State Community College for the sole purpose of funding the dietetic technology program. The appropriation made in this item is subject to the approval of the Commissioner of Finance and Administration.

AMEND by adding the following new item at the end of Section 11:

Item _____. From the funds appropriated to the Department of Mental Health and Mental Retardation by the provisions of this act, there is allocated the sum of \$20,000 for the sole purpose of contracting with the Lincoln County Adult Activities Center, Inc. to provide services for adult retarded citizens. The appropriation made in this item is subject to the approval of the Commissioner of Finance and Administration.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated to the State Board of Regents in this act, there is hereby appropriated to the State Board of Regents the sum of twenty-eight thousand dollars (\$28,000) to be used for preplanning the renovations of the 2700 Heiman Street property now being transferred from the Department of Correction to the State Board of Regents for the use and benefit of Tennessee State University and for securing the aforementioned property from vandalism.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000.00) to Tennessee State University for the sole purpose of funding the Institute for African Affairs.

AMEND by adding the following new item to the appropriate section to read as follows:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum not to exceed thirty thousand dollars (\$30,000) to the State Senate for the purpose of salary improvements. Said appropriation is to be subject to the approval of the Speaker of the Senate.

AMEND by deleting from Title I-4 of Section 1 the following words and figures:

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4. State Senate..... \$ 1,970,800.00

AND substituting instead the following:

4. State Senate..... \$ 1,998,300.00

AMEND by deleting from Item 10 of Section 11 the words and numerals "One Thousand Seventy (\$1,070.00) Dollars" and substituting in lieu the words and numerals "One Thousand One Hundred Forty-five (\$1,145.00) Dollars".

AMEND by adding a new item to the appropriate Section to read:

Item _____. There is hereby appropriated the sum of \$250,000 to the Department of Safety for initial start-up costs of implementing a picture driver's license system. This appropriation is subject to approval by the Commissioner of Finance and Administration.

AMEND by adding an additional Item to Section ____ thereof, as follows:

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated an amount not to exceed \$103,700 to the Department of Revenue, to be taken from the taxes collected pursuant to Tennessee Code Annotated, Section 67-2801 et seq., for the purpose of administering Chapter 28 of Title 67 in regard to receipt of filings by corporations not for profit. This appropriation is subject to approval by the Commissioner of Finance and Administration.

AMEND by adding a new Section to read:

SECTION _____. BE IT FURTHER ENACTED, That upon passage, there is hereby transferred to the general fund the sum of \$10,500,000 from the capital outlay fund. Said sum being previously appropriated for capital outlay purposes, the Commissioner of Finance and Administration is directed to cancel projects in the capital outlay fund according to the following schedule to provide for said transfer:

1.	State Building Commission.....	\$	3,092,000
2.	Department of Education.....		1,048,000
3.	University of Tennessee.....		1,000,000
4.	State Board of Regents.....		668,000
5.	Department of Conservation.....		829,000
6.	Department of Revenue.....		1,000,000
7.	Department of Military.....		959,000
8.	Department of Public Health.....		745,000
9.	Department of Correction.....		619,000
10.	Obion-Forked Deer Basin Authority..		400,000

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11.	Department of Mental Health and Mental Retardation.....	140,000
		\$ 10,500,000

AMEND by appropriating a sum of five thousand eight hundred dollars (\$5,800.00) for the Tennessee Council of Juvenile Court Judges for the purpose of gathering and compiling adequate records relating to juvenile courts as required by Senate Bill No. 1467-House Bill No. 1856.

AMEND by adding the following new item at the end of Section 11:

Item _____. From the funds appropriated to governmental entities by the provisions of this act, there is allocated a sum sufficient to Middle Tennessee State and Tennessee State Universities', the Center for Urban and Public Affairs, for the sole purpose of establishing the Geographic Information System for Tennessee and to purchase or enter into a lease-purchase arrangement for data processing equipment necessary to process landsat data. The Geographic Information System for Tennessee shall be responsible for providing to public and private entities and persons the resource data and information derived from the Federal Landsat Program, or any similar program. In fulfillment of this responsibility, the system may contract with any party to provide information available through it.

Such funds shall only be allocated from governmental entities which currently receive funds for such purposes. The appropriation made in this item is subject to the approval of the Commissioner of Finance and Administration.

AMEND by adding an additional item at the end of Section 12 to read as follows:

Item _____. The Commission on Aging is hereby directed to transfer a sum sufficient from federal funds available to such Commission for the congregate meal program to the home delivered meal program to continue the home delivered meal program at the 1981-1982 fiscal year program level.

AMEND by adding the following new item at the end of Section 11:

Item _____. In addition to any other appropriation made in this act, from the amounts held in reserve from the use of the Fiscal Review Committee, there is hereby appropriated an amount not to exceed \$20,000 for the purchase of technical expertise relating to changes in federal funding and federal programs.

AMEND by adding the following new items to the appropriate section to read as follows:

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated four hundred eighty-one

thousand dollars (\$481,000.00) to the Department of Revenue for the purpose of employing up to twenty-seven (27) additional auditors and support staff to aid in the administration of the Excise Tax Law, the Franchise Tax Law, and the Retailer's Sales Tax Act so as to prevent any substantial erosion of tax collections in these areas due to a lack of adequate personnel to properly assess and collect these taxes. Such appropriation shall be allocated as follows:

(1) Sales Tax Division - \$364,300 for the employment of twenty-one (21) persons with the necessary expenses attendant to their employment.

(2) Franchise, Excise and Income Tax Division - \$116,700 for the employment of six (6) persons with the necessary expenses attendant to their employment.

It is the legislative intent that the additional funds provided herein for additional audit positions will be used primarily in such a manner as to increase audits of out-of-state taxpayers and, in furtherance of this intent, the Commissioner of Revenue shall develop and put into effect an audit program to increase out-of-state audit activity. In addition, the Commissioner of Revenue is hereby directed to report to the Finance, Ways and Means Committees of the House and the Senate an accounting of additional revenues generated and amount of time expended in audit activity in other states pursuant to this item. Such reports are to be made on a quarterly basis.

AMEND by adding an additional item at the end of Section 12 to read as follows:

Item _____. In addition to any other appropriation made by the provisions of this act, there is appropriated the sum of eight thousand four hundred dollars (\$8,400.00) to the Tennessee Higher Education Commission for the sole purpose of providing two (2) additional Southern Regional Education Board spaces for the Southern College of Optometry for the 1982-1983 entering class.

AMEND by adding the following new item at the end of Section 11:

Item _____. The Commissioner of Finance and Administration is directed to reduce across the board, by the percentage necessary to balance this budget, all appropriations made in this act with the exception of appropriations made for the following purposes:

(a) salaries, (b) social services, (c) food stamps, (d) medicaid, and (e) AFDC.

AMENDMENT NO. 8 TO AMENDMENT NO. 2

Amend Amendment No. 2 by striking "two (2) Senators" and substituting in lieu thereof "three (3) Senators"

SENATE AMENDMENT NO. 5

Amend House Bill No. 1739 by adding a new item to section 12 to be appropriately numbered to read as follows:

Item _____. In addition to the appropriations made in Section 1 of this act for the Tennessee Foundation Program, there is hereby appropriated \$4,451,500, for the sole purpose of increasing the distribution of funds to local school systems for the Comprehensive Vocational Education Program on a weighted factor of .88 for the 1982-83 fiscal year.

AMENDMENT NO. 1 TO AMENDMENT NO. 5

Amend Amendment No. 5 by changing figures in lieu to \$2,000,000.

SENATE AMENDMENT NO. 6

Amend House Bill No. 1739 by adding a new item to the appropriate section to be numbered appropriately and to read as follows:

"Item _____. The Commissioner of the Department of Personnel is directed to review personnel requirements of the various state agencies and to develop a plan based on such review which will make provision for the establishment of temporary positions and/or the utilization of temporary services to help carry out the goals and objectives of the various state agencies by substituting, where feasible, temporary services for permanent, full-time services. The development and implementation of this plan, including payments for temporary services, shall be made from appropriations made in this act. The Commissioner of the Department of Personnel shall report to the Finance Ways and Means Committees of the Senate and House relative to this item no later than September 30, 1982.

SENATE AMENDMENT NO. 7

Amend House Bill No. 1739 by adding an additional item to Section 12 to read as follows:

Item _____. In addition to any other appropriation made by the provisions of this act, there is appropriated fifteen thousand dollars (\$15,000) to the Agricultural Fairs program in the Department of Agriculture.

SENATE AMENDMENT NO. 10

Amend House Bill No. 1739 by adding the following new item at the end of the contingency amendment adopted as item 2-24 of FWM Committee amendment No. 2:

Item 2. All remaining revenue not to exceed a sum sufficient necessary to balance the 1982-1983 budget is hereby appropriated for such purpose and the commissioner of finance and

administration is directed to allocate such revenue across the board to those entities whose funding would be reduced pursuant to item 2-77 of FWM Committee amendment #2 prior to making any reductions pursuant to such item.

SENATE AMENDMENT NO. 11

Amend House Bill No. 1739 by addition of a new Section 48, with renumbering of subsequent sections:

SECTION 48: Notwithstanding any other law or regulation to the contrary, and subject to joint approval of both the Commissioner of Transportation and the Commissioner of Finance and Administration, the Department of Transportation is specifically permitted to include the removal or levelling of a hump of ground located on the northwest perimeter of the Tennessee Wesleyan College in Athens, McMinn County adjacent to State Route 30 whose existence constitutes a visibility obstacle endangering the public safety of both vehicular and pedestrian traffic on State Route 30. Such work shall not be done without the written approval of the Executive Committee of Tennessee Wesleyan College.

SENATE AMENDMENT NO. 13

Amend House Bill No. 1739 as follows:

By addition of a new Section 49, and renumbering of subsequent sections:

Notwithstanding any language to the contrary no funds shall be expended under this act until the Department of Revenue shall refund any penalty and interest charged Lucas Chevrolet and Cadillac of Columbia, Tennessee on its December 1981 sales tax payment or in the alternative cancel any assessment for same.

Mr. Bragg moved that the House non-concur in Senate Amendments No. 1, 2, as amended, 5, as amended, 6, 7, 10, 11 and 13, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1575--To make certain provisions, life insurance policies.

SENATE AMENDMENT NO. 5

Amend House Bill No. 1575 by adding the following to the end of paragraph C of Section 1:

Failure to file such notice shall be grounds for the revocation of such life insurance agent's license.

SENATE AMENDMENT NO. 6

Amend House Bill No. 1575:

Section 1 is amended by deleting from the introductory paragraph the following: "...by deleting Item (11) in its entirety..." In lieu of said language the following shall be substituted in the introductory paragraph so that said introductory paragraph will read as follows:

SECTION 1 Tennessee Code Annotated, Section 56-8-104 (11) is amended by making subparagraphs (A) and (B) of said Section apply only to part-time agents, as defined by the commissioner, and by adding the following as additional subparagraphs applicable to replacement transactions, as the term as been defined by the commissioner:

And by adding the following sections:

SECTION 2: The definition of "part-time agent", as finally adopted by the commissioner, shall include the regulation that a "part-time agent" shall be defined, inter alia, to include an agent (as defined by Tennessee Code Annotated, Section 56-6-101 et seq.) who has not been issued a license for a minimum of 180 days.

SECTION 3: This act shall become a law upon the final adoption and approval and the effective date of the regulations defining "part-time agent" and defining "replacement transaction."

Mr. Severance moved that the House non-concur in Senate Amendments Nos. 5 and 6, which motion prevailed.

FURTHER CONSIDERATION OF AMENDED BILL

Senate Bill No. 1570--To amend Section 41-1219, Code.

Mr. Kent moved that the House refuse to recede from its action in adopting Amendment No. 2 to Senate Bill No. 1570, which motion prevailed.

Mr. Starnes moved that House Bill No. 1791 be placed on the Calendar for Wednesday, April 7, 1982, which motion prevailed.

House Bill No. 2172--To amend Section 40-2710, Code.

On motion, House Bill No. 2172 was made to conform with Senate Bill No. 2042.

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On motion, Senate Bill No. 2042, on same subject, was substituted for House Bill No. 2172.

Mr. Cobb moved that Senate Bill No. 2042 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

House Bill No. 1855--To make certain provisions, notice of land foreclosure sale.

On motion, House Bill No. 1855 was made to conform with Senate Bill No. 1981.

On motion, Senate Bill No. 1981, on same subject, was substituted for House Bill No. 1855.

Mr. Cobb moved that Senate Bill No. 1981 be passed on third and final consideration.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1981 by deleting Section 1 in its entirety and by substituting in lieu thereof the following:

Section 1. Tennessee Code Annotated, Section 35-504, amended by deleting the section in its entirety and by substituting in lieu thereof the following:

The advertisement or notice shall give the names of the plaintiff and defendant, or parties interested, shall describe the land in brief terms, including the street

address if available, and shall mention the time and place of sale. Nothing contained within the provisions of this section shall be construed to require inclusion of a street address if such does not exist or is not in common use.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1981, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	2
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representative voting no were: Robertson and Tanner.

Representative present and not voting was: Phillips--1.

A motion to reconsider was tabled.

House Bill No. 2000--To regulate absentee voting, sick and disabled.

On motion, House Bill No. 2000 was made to conform with Senate Bill No. 1828.

On motion, Senate Bill No. 1828, on same subject, was substituted for House Bill No. 2000.

Mr. Wheeler moved that Senate Bill No. 1828 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain,

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Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --93.

A motion to reconsider was tabled.

Mr. Burnett moved that House Bills Nos. 1993, 1991 and 1992 be placed on the Calendar for Thursday, April 8, 1982, which motion prevailed.

House Bill No. 2280--To regulate payment of expenses, certain criminal cases.

On motion, House Bill No. 2280 was made to conform with Senate Bill No. 2159.

On motion, Senate Bill No. 2159, on same subject, was substituted for House Bill No. 2280.

Mr. Burnett moved that Senate Bill No. 2159 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	7

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Work, Yelton and Mr. Speaker McWherter--89.

Representatives voting no were: Bell (Knox), Carter, Chiles, Hudson, McAfee, Scruggs and Wood--7.

A motion to reconsider was tabled.

Mr. Hillis moved that the rules be suspended for the purpose of introducing House Resolution No. 133 out of order, which motion prevailed.

House Resolution No. 133--Relative to honoring Miss Sharon Riessinger--By Hillis, Stallings, Johnson, Carter, McAfee, Copeland, Wood, Starnes, Davis (Hamilton), Bewley, Huskey, Dills, Miller, Gill and McNally.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Hillis, the resolution was adopted.

A motion to reconsider was tabled.

House Bill No. 2228--To increase amount of bonds, Housing Development Agency.

On motion, House Bill No. 2228 was made to conform with Senate Bill No. 2066.

On motion, Senate Bill No. 2066, on same subject, was substituted for House Bill No. 2228.

Mr. Burnett moved that Senate Bill No. 2066 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

Representative voting no was: Small--1.

A motion to reconsider was tabled.

Mr. Burnett moved that House Bills Nos. 2252 and 2253 be placed on the Calendar for Wednesday, April 7, 1982, which motion prevailed.

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Mr. Percy moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 257 out of order, which motion prevailed.

Senate Joint Resolution No. 257--Relative to endorsing Peace Through Strength Coalition.

Mr. Percy moved that Senate Joint Resolution No. 257 be concurred in.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Joint Resolution No. 257 by deleting the second resolving clause.

On motion, the amendment was adopted.

Thereupon, Senate Joint Resolution No. 257, as amended, was concurred in.

A motion to reconsider was tabled.

Mr. Naifeh asked to be recorded as voting "no" on Senate Joint Resolution No. 257.

Mr. Cobb asked to be recorded as "present and not voting" on Senate Joint Resolution No. 257.

Mr. Kernell asked to be recorded as "present and not voting" on Senate Joint Resolution No. 257.

Mr. Ellis moved that House Bill No. 2254 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

Senate Joint Resolution No. 205--Relative to adopting policy, Clinch River Breeder Reactor Project.

Mr. McNally moved that Senate Joint Resolution No. 205 be concurred in.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Joint Resolution No. 205 by adding the following at the end of the first resolving clause.

After all federal, state and local requirements providing for the health, safety, general welfare and protection of the citizens of Tennessee are met.

On motion, the amendment was adopted.

Thereupon, Senate Joint Resolution No. 205, as amended, was concurred in.

A motion to reconsider was tabled.

Messrs. McAfee, Murphy (Davidson), Cobb, Sir and Spence asked to be recorded as voting "no" on Senate Joint Resolution No. 205.

On motion, Senate Bill No. 2067 was recalled from the Committee on State and Local Government.

House Bill No. 2078--To amend Section 54-7-106, Code.

On motion, House Bill No. 2078 was made to conform with Senate Bill No. 2067.

On motion, Senate Bill No. 2067, on same subject, was substituted for House Bill No. 2078.

Mr. Bragg moved that Senate Bill No. 2067 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	3
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --88.

Representatives voting no were: Pickering, Robertson and Scruggs--3.

Representative present and not voting was: Buck--1.

A motion to reconsider was tabled.

House Bill No. 1681--To provide for alcoholic Beverage Commission.

On motion, House Bill No. 1681 was made to conform with Senate Bill No. 1875.

On motion, Senate Bill No. 1875, on same subject, was substituted for House Bill No. 1681.

Mr. Davis (Hamilton) moved that Senate Bill No. 1875 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --93.

A motion to reconsider was tabled.

House Bill No. 1701--To make certain provision, Board of Reclamation Review.

On motion, House Bill No. 1701 was made to conform with Senate Bill No. 1894.

On motion, Senate Bill No. 1894, on same subject, was substituted for House Bill No. 1701.

Mr. Davis (Hamilton) moved that Senate Bill No. 1894 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill,

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Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

House Bill No. 2187--To amend Sections 8-27-301 and 8-27-302, Code.

On motion, House Bill No. 2187 was made to conform with Senate Bill No. 1532.

On motion, Senate Bill No. 1532, on same subject, was substituted for House Bill No. 2187.

Mr. Lashlee moved that Senate Bill No. 1532 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representative voting no was: Chiles--1.

A motion to reconsider was tabled.

House Bill No. 2257--To specify election dates, certain cities.

On motion, House Bill No. 2257 was made to conform with Senate Bill No. 2312.

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On motion, Senate Bill No. 2312, on same subject, was substituted for House Bill No. 2257.

Mr. Naifeh moved that Senate Bill No. 2312 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 1949--To set compensation, county officers and clerks of courts.

On motion, House Bill No. 1949 was made to conform with Senate Bill No. 2012.

On motion, Senate Bill No. 2012, on same subject, was substituted for House Bill No. 1949.

Mr. Davis (Hamilton) moved that Senate Bill No. 2012 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	80
Noes	4
Present and not voting	7

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bivens, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson,

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Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shockley, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Yelton--80.

Representatives voting no were: Baker, Gaia, Spence and Mr. Speaker McWherter--4.

Representatives present and not voting were: Bragg, Burnett, Dills, Gill, Shirley, Sir and Wallace--4.

A motion to reconsider was tabled.

Mr. Hudson moved that House Bill No. 2175 be placed on the Calendar for Thursday, April 8, 1982, which motion prevailed.

House Bill No. 2098--To make certain provisions, work release program.

On motion, House Bill No. 2098 was made to conform with Senate Bill No. 2232.

On motion, Senate Bill No. 2232, on same subject, was substituted for House Bill No. 2098.

Mr. Cobb moved that Senate Bill No. 2232 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--92.

Representative voting no was: Stafford--1.

A motion to reconsider was tabled.

House Bill No. 1808--To authenticate certain instruments, legal entities.

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On motion, House Bill No. 1808 was made to conform with Senate Bill No. 1975.

On motion, Senate Bill No. 1975, on same subject, was substituted for House Bill No. 1808.

Mr. Miller moved that Senate Bill No. 1975 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

Mr. Speaker McWherter resumed the Chair.

House Bill No. 1117--To amend Section 49-50-102, Code.

On motion, House Bill No. 1117 was made to conform with Senate Bill No. 1419.

On motion, Senate Bill No. 1419, on same subject, was substituted for House Bill No. 1117.

Mr. Hudson moved that Senate Bill No. 1419 be passed on third and final consideration.

Mr. Owen moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1419 by deleting the amendatory language of Section 1 (b) in its entirety and substituting instead the following:

The student member shall be appointed for a term of two (2) years by the governor on a rotating basis among the public and private institutions of higher education from a list of three (3)

students recommended by the student governing body; the student shall have been enrolled in the institution for a period of two (2) years prior to his appointment and such term shall commence on July 1, 1982 and every two (2) years thereafter.

On motion, the amendment was adopted.

Mr. Owen moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1419 by deleting from Senate amendment #1 the language which amends subsection (c) of Section 1 by adding words and figures "one (1) years" and by substituting instead the words and figures "two (2) years".

by adding to Subsection (b) the following:

The student member selected by the governor to represent private institutions shall be selected from at least four nominees selected as a result of procedures involving students enrolled in member institutions of the Tennessee Council of Private Colleges and the Tennessee Business College Association.

On motion, the amendment was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 1419 by adding the following language to the end of Section 1 (b):

Such appointments for such terms shall be made among such institutions on the following rotating basis:

- 1) a student attending an institution within the University of Tennessee system;
- 2) a student attending an institution governed by the Board of Regents;
- 3) a student attending a private institution of higher education.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1419, as amended, passed its third and final consideration by the following vote:

Ayes	89
Noes	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Cobb, Covington, Crain, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Pickering, Pruitt, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--89.

Representatives voting no were: Davidson, DeBerry and McKinney--3.

A motion to reconsider was tabled.

House Bill No. 2084--To regulate certain coin-operated amusement devices.

Mr. Brewer moved that House Bill No. 2084 be passed on third and final consideration.

Mr. McKinney moved the previous question, which motion failed by the following vote:

Ayes	42
Noes	50
Present and not voting	2

Representatives voting aye were: Akard, Bivens, Bragg, Carter, Chiles, Clark (Davidson), Cobb, Covington, Davidson, DeBerry, DePriest, Disspayne, Ellis, Gill, Hillis, Huskey, Johnson, Jones, King (Shelby), King (Washington), Love, McKinney, McNally, Montgomery, Moore, Murphy (Shelby), Naifeh, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Severance, Spence, Starnes, Tanner, Webb, Wheeler, Withers and Yelton--42.

Representatives voting no were: Baker, Bell (Knox), Bell (Wilson), Bewley, Brewer, Burnett, Byrd, Clark (Sumner), Crain, Davis (Gibson), Davis (Hamilton), Davis (Pickett), Dills, Duer, Duncan, Ford, Frensley, Gaia, Harrill, Henry (Roane), Hudson, Hurley, Kelley, Kent, Lashlee, McAfee, Martin, Miller, Murphy (Davidson), Murray, Owen, Percy, Robertson, Robinson (Washington), Scruggs, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Sterling, Turner, Ussery, Wallace, Whitson, Wolfe, Wood and Work--50.

Representatives present and not voting were: Jared and Wix--2.

Mr. Brewer moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2084 by deleting from Section 1, subsection (c) and subsection (d) in their entirety and substituting instead the following:

(c) "owner" means the person, corporation or other entity who holds legal title to a coin-operated amusement device or a coin-operated amusement device of chance.

(d) "coin-operated amusement device" or "device" means any device operated by a coin or token, pinball machine, electronic video game or any other coin or token operated electronic or mechanical device used for amusement or entertainment. This definition shall include but not be limited to billiard tables, pool tables, bagatelle tables, juke boxes or other music devices, and television sets when activated by a coin. Provided, however, this definition shall not include any coin-operated amusement device of chance, as defined by this act, or vending machines.

(e) "coin-operated amusement device of chance" means any pinball game defined in Tennessee Code Annotated, Section 39-2040, any coin-operated device defined in Tennessee Code Annotated, Section 39-2033(4), or any coin-operated electronic video game or other coin-operated electronic or mechanical device which returns tokens or coins as a reward for successful operation of such device or which permits the owner or operator to eliminate any free games or credits in return for any consideration to the player.

by adding the following new section before Section 2 and by renumbering all subsequent sections accordingly:

SECTION 2.

(a) By July 1, 1982, and every July 1, thereafter, the owner of any coin-operated amusement device shall pay to the Department of Revenue taxes in lieu of all other taxes, fees or assessments of whatever kind or nature in the following amounts:

(1) Twenty dollars (\$20.00) for the privilege of owning such devices in this state; and

(2) Twenty-five dollars (\$25.00) for each device owned for the privilege of operating, leasing, sub-leasing or consigning that device in this state.

The tax imposed by subsection (a) (2) shall not apply to devices that have been declared by the owner to be inoperable as herein provided. The owner shall

notify the Department by certified mail return receipt requested that a device is not operable as of July 1, of a year, and that the tax imposed by subsection (a) (2) is not owing on such device for the forthcoming tax year. In the absence of such notice, it shall be conclusively presumed that all devices are in operation on July 1 of each year.

Each tax payment made pursuant to subsection (a) (2) shall also be accompanied by the serial number of the device for which payment is made.

(b) Upon receipt of the tax imposed by subsection (a) (2), the commissioner shall issue a tax stamp to the owner for each device for which payment is made. Such stamp shall display the year of validity, be color coded or by some other method be easily identifiable to persons enforcing the provisions of this act. This tax stamp shall constitute proof of payment of the tax required by subsection (a) (2) and shall at all times be affixed to the device for which it was issued.

(c) The owner of any device for which a tax stamp has been issued that is no longer operable shall within thirty (30) days return such stamp to the Department of Revenue. Upon the return of a tax stamp, the department shall record that such device is no longer operable and no such stamp shall in the future issue to a device bearing the serial number corresponding to the returned stamp. Return of a tax stamp to the department shall relieve the owner of the inoperable device of further obligation to pay the annual privilege tax on such device.

(d) The funds received from each tax payment received pursuant to subsection (a) (1) shall be disbursed by the department according to the following formula:

(1) fifty percent (50%) of each \$20.00 to the state general fund;

(2) forty-five percent (45%) of each \$20.00 to the county in which such tax shall be collected to be disbursed in the following manner:

A. one-third (1/3) of this forty-five percent (45%) to go to the county school fund to be distributed on the basis of average daily attendance as provided in Tennessee Code Annotated, Title 49, Chapter 6.

B. one-third (1/3) of this forty-five percent (45%) to go to any public mass transit system in the county; or where no such public mass

transit system exists, one-half (1/2) of this one-third (1/3) to the county road fund and one-half (1/2) of this one-third (1/3) to the incorporated city, municipality or town road fund to be distributed according to the population of each such city, municipality or town within said county;

C. one-third (1/3) of this amount to go to the general fund of the incorporated city, town or municipality in which such machine is located at the time the tax stamp is purchased;

(3) Five percent (5%) of each \$20.00 shall be retained by the department to be used for the administration of this act.

(e) The funds from each tax payment received pursuant to subsection (a) (2) shall be disbursed by the department according to the following formula:

(1) Fifty percent (50%) of each \$25.00 to the state general fund;

(2) Forty-five percent (45%) of each \$25.00 to be disbursed by the department to the county in which the tax was collected in the following manner:

A. one-third (1/3) of this forty-five percent (45%) to go to the general county school funds to be distributed on the basis of average daily attendance as provided in Tennessee Code Annotated, Title 49, Chapter 6.

B. one-third (1/3) of this forty-five percent (45%) to go to any public mass transit system in the county; or where no public mass transit system exists, one-half (1/2) of this one-third (1/3) to the county road fund and one-half (1/2) of this one-third (1/3) to the road fund of the incorporated city, municipality or town of the county and to be distributed on the basis of the population of each such city, town or municipality.

C. one-third (1/3) of this forty-five percent (45%) to go to the general fund of each incorporated city, municipality or town in which such machine is located at the time the tax stamp is purchased;

(3) Five percent (5%) of the \$25.00 shall be retained by the department to be used for the

administration of this act. If a coin-operated amusement device subject to taxation under subsection (a) (2) is not located in an incorporated city, town or municipality at the time the tax stamp is purchased, then one-third (1/3) of this forty-five percent (45%) shall go to the general fund of the county in which such machine is located.

AND FURTHER AMEND by redesignating present Section 2 as Section 3 and deleting the phrase "coin-operated amusement device" wherever it appears and by substituting the phrase "coin-operated amusement device of chance" in lieu thereof.

AND FURTHER AMEND by redesignating subsection (f), (g) and (h) of present Section 2 as Section 4 (a), (b), (c) respectively, renumbering subsequent sections accordingly and by adding the language "or coin-operated amusement device of chance" after the language "coin-operated amusement device" wherever it appears in this section.

Mr. Brewer moved that House Bill No. 2084 be placed on the Calendar for Thursday, April 8, 1982, which motion prevailed.

House Bill No. 1640--To regulate unemployment compensation.

On motion, House Bill No. 1640 was made to conform with Senate Bill No. 1606.

On motion, Senate Bill No. 1606, on same subject, was substituted for House Bill No. 1640.

Mr. Hudson moved that Senate Bill No. 1606 be passed on third and final consideration.

Mr. Copeland moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1606 by deleting Section 12 in its entirety and substituting instead the following:

(7) Variations from the standard rate of contributions for employers other than those referred to in Sections 50-1309 (1)(B)(i) and 50-1309 (1)(B)(ii) shall be determined, beginning July 1, 1982, by the reserve ratio of each employer in accordance with table 1, 2, 3, 4, 5, 6, or 7 as set forth below, depending upon the provisions of subsection (11) of this section.

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RESERVE RATIO PERCENT

TAX RATE PERCENT

TABLE 1 TABLE 2 TABLE 3

	Trust Fund Under \$50 Million	Trust Fund \$50 to \$100 Million	Trust Fund \$100 to \$150 Million
20.00 and over	.65	.65	.60
18.0 and less than 20.0	.70	.70	.65
16.0 and less than 18.0	.70	.70	.70
14.0 and less than 16.0	.75	.75	.75
12.0 and less than 14.0	1.6	1.3	1.2
11.0 and less than 12.0	2.0	1.7	1.4
9.5 and less than 11.0	2.6	2.1	1.8
8.0 and less than 9.5	3.1	2.5	2.1
7.0 and less than 8.0	3.5	2.9	2.5
6.0 and less than 7.0	4.0	3.3	2.8
5.0 and less than 6.0	4.6	3.8	3.2
2.7 and less than 5.0	5.0	4.1	3.5
0.0 and less than 2.7	5.6	4.6	3.9
Less than 0.0 and more than -2.0	6.0	4.9	4.2
-2.0 and more than -4.0	6.5	5.3	4.5
-4.0 and more than -6.0	6.7	5.5	4.7
-6.0 and more than -10.0	7.1	5.8	4.9
-10.0 and more than -12.0	7.4	6.1	5.2
-12.0 and more than -14.0	7.7	6.3	5.3
-14.0 and more than -16.0	8.0	6.5	5.5
-16.0 and more than -18.0	8.2	6.7	5.7
-18.0 and more than -20.0	8.4	6.9	5.8
-20.0 and under	8.5	7.0	5.9

TABLE 4

TABLE 5

	Trust Fund \$150 to \$200 Million	Trust Fund \$200 to \$250 Million
20.0 and over	.50	0
18.0 and less than 20.0	.55	.35
16.0 and less than 18.0	.65	.40
14.0 and less than 16.0	.70	.40
12.0 and less than 14.0	1.0	.50
11.0 and less than 12.0	1.2	.75
9.5 and less than 11.0	1.5	1.0
8.0 and less than 9.5	1.8	1.2
7.0 and less than 8.0	2.1	1.5
6.0 and less than 7.0	2.4	1.8
5.0 and less than 6.0	2.7	2.1
2.7 and less than 5.0	3.0	2.4
0.0 and less than 2.7	3.3	3.0

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Less than	0.0 and more than -2.0	3.6	3.3
	-2.0 and more than -4.0	3.8	3.5
	-4.0 and more than -6.0	4.0	3.8
	-6.0 and more than -10.0	4.2	4.0
	-10.0 and more than -12.0	4.4	4.2
	-12.0 and more than -14.0	4.5	4.4
	-14.0 and more than -16.0	4.7	4.6
	-16.0 and more than -18.0	4.8	4.7
	-18.0 and more than -20.0	4.9	4.8
	-20.0 and under	5.0	4.9

TABLE 6

TABLE 7

Trust Fund
\$250 to \$300
Million

Trust Fund
\$300 Million
And over

	20.0 and over	0	0
	18.0 and less than 20.0	0	0
	16.0 and less than 18.0	0	0
	14.0 and less than 16.0	.37	0
	12.0 and less than 14.0	.45	.40
	11.0 and less than 12.0	.68	.60
	9.5 and less than 11.0	.90	.80
	8.0 and less than 9.5	1.1	1.0
	7.0 and less than 8.0	1.4	1.3
	6.0 and less than 7.0	1.7	1.6
	5.0 and less than 6.0	2.0	1.9
	2.7 and less than 5.0	2.3	2.2
	0.0 and less than 2.7	2.7	2.6
Less than	0.0 and more than -2.0	3.0	2.9
	-2.0 and more than -4.0	3.3	3.2
	-4.0 and more than -6.0	3.6	3.5
	-6.0 and more than -10.0	3.8	3.7
	-10.0 and more than -12.0	4.0	3.9
	-12.0 and more than -14.0	4.2	4.1
	-14.0 and more than -16.0	4.4	4.3
	-16.0 and more than -18.0	4.6	4.5
	-18.0 and more than -20.0	4.7	4.6
	-20.0 and under	4.8	4.7

TABLE 8

Applicable to Governmental Employers

RESERVE RATIO PERCENT	TAX RATE PERCENT
8.0 and OVER	0.3
7.0 and less than 8.0	0.4
6.0 and less than 7.0	0.6
5.0 and less than 6.0	0.8
4.0 and less than 5.0	1.0
3.0 and less than 4.0	1.2

2.0 and less than 3.0	1.4
1.5 and less than 2.0	1.5
1.0 and less than 1.5	1.6
0.5 and less than 1.0	1.7
0.0 and less than 0.5	1.8
Less than 0.0 and more -3.5	2.0
Less than -3.5 and more than -7.0	2.2
Less than -7.0 and more than -10.0	2.4
Less than -10.0 and more than -13.0	2.7
Less than -13.0	3.0

SECTION 2. Further amend Senate Bill No. 1606, House Bill No. 1640 by deleting Section 14 in its entirety and substituting instead the following:

(11)(a) The commissioner shall on March 31, June 30, September 30, and December 31 of each year make and publish findings as to the balance in the unemployment compensation trust fund. In the event the commissioner finds that the balance in said fund is below fifty million dollars (\$50,000,000), the provisions in Table 1 set out in subsection (7) hereof shall be applicable to the tax rate for the immediately following three-month period for all employers who qualify under the provisions of subsection (6) hereof.

(b) In the event the commissioner finds that the balance in the unemployment compensation trust fund is a minimum of fifty million dollars (\$50,000,000) and to a maximum of one hundred million dollars (\$100,000,000), the provisions in table 2 set out in subsection (7) hereof shall be applicable to the tax rate for the immediately following three-month period for all employers who qualify under the provisions of subsection (6) hereof.

(c) In the event the commissioner finds that the balance in the unemployment compensation trust fund is a minimum of one hundred million dollars (\$100,000,000), and to a maximum of one hundred and fifty million dollars (\$150,000,000), the provisions in table 3 set out in subsection (7) hereof shall be applicable to the tax rate for the immediately following three-month period for all employers who qualify under the provisions of subsection (6) hereof.

(d) In the event the commissioner finds that the balance in said fund is a minimum of one hundred and fifty million dollars (\$150,000,000), and to a maximum of two hundred million dollars (\$200,000,000), the provisions in table 4 set out in subsection (7) hereof shall be applicable to the tax rate for the immediately following three-month period for all employers who qualify under the provisions of subsection (6) hereof.

(e) In the event the commissioner finds that the balance in the unemployment compensation trust fund is a minimum of two hundred million dollars (\$200,000,000) and to a maximum of two hundred and fifty million dollars (\$250,000,000), the provisions in table 5 set out in subsection (7) hereof shall be applicable to the tax rate for the immediately following three-month period for all employers who qualify under the provisions of subsection (6) hereof.

(f) In the event the commissioner finds that the balance in the unemployment compensation trust fund is a minimum of two hundred and fifty million dollars (\$250,000,000), and to a maximum of three hundred million dollars (\$300,000,000), the provisions in table 6 set out in subsection (7) hereof shall be applicable to the tax rate for the immediately following three-month period for all employers who qualify under the provisions of subsection (6) hereof.

(g) In the event the commissioner finds that the balance in the unemployment compensation trust fund is a minimum of three hundred million dollars (\$300,000,000), the provisions in table 7 set out in subsection (7) hereof shall be applicable to the tax rate for the immediately following three-month period for all employers who qualify under the provisions of subsection (6) hereof.

(h) This section shall not apply to those employers referred to in subsection 50-1309 (1)(B)(i) and 50-1309 (1)(B)(ii).

Mr. McKinney moved that the Amendment No. 1 be tabled, which motion prevailed.

Mr. Sir moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1606 by adding immediately before the effective date section the following new section and by renumbering succeeding sections accordingly:

Section _____. Tennessee Code Annotated, Section 50-1325 I, is amended by deleting the sixth sentence and by substituting instead the following:

In any judicial proceedings under this section the chancery court shall review the case de novo.

Mr. Robertson moved that the Amendment No. 2 be tabled, which motion prevailed by the following vote:

Ayes	50
Noes	42

Representatives voting aye were: Baker, Bell (Knox), Bewley, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Johnson, Kelley, Kent, King (Washington), McAfee, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Percy, Pickering, Rhinehart, Richardson, Robertson, Robinson (Washington), Scruggs, Severance, Shockley, Smith, Stafford, Starnes, Sterling, Ussery, Wallace, Webb, Whitson, Wolfe, Wood and Yelton--50.

Representatives voting no were: Akard, Bell (Wilson), Bivens, Bragg, Buck, Burnett, Byrd, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, Dills, Gaia, Gill, Jared, Jones, Kernell, King (Shelby), Lashlee, Love, McKinney, Miller, Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pruitt, Robinson (Davidson), Robinson (Hamilton), Sir, Small, Spence, Stallings, Tanner, Turner, Wheeler, Withers, Wix and Work--42.

Mr. Spence moved that Senate Bill No. 1606 be re-referred to the Committee on Calendar and Rules.

Mr. Ellis moved that the motion be tabled, which motion prevailed by the following vote:

Ayes	62
Noes	34

Representatives voting aye were: Akard, Baker, Bell (Knox), Bewley, Bivens, Buck, Carter, Chiles, Clark (Sumner), Cobb, Copeland, DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Percy, Pickering, Rhinehart, Richardson, Robertson, Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Stafford, Sterling, Ussery, Wallace, Webb, Wheeler, Whitson, Wolfe, Wood, Work and Yelton--62.

Representatives voting no were: Bell (Wilson), Bragg, Burnett, Byrd, Clark (Davidson), Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), Dills, Gill, Jared, Johnson, Jones, McKinney, Miller, Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pruitt, Robinson (Davidson), Robinson (Hamilton), Sir, Spence, Stallings, Starnes, Tanner, Turner, Withers and Wix--34.

Mr. Rhinehart moved the previous question, which motion prevailed by the following vote:

Ayes	63
Noes	21
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bewley, Bivens, Buck, Byrd, Carter, Chiles, Clark (Sumner), Cobb, Copeland, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Montgomery, Moore, Murphy (Shelby), Percy, Phillips, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Smith, Stafford, Stallings, Sterling, Ussery, Wallace, Webb, Wood and Yelton--63.

Representatives voting no were: Bell (Wilson), Bragg, Burnett, Crain, Davidson, Davis (Hamilton), Dills, Jared, Johnson, Jones, McKinney, Miller, Murphy (Davidson), Murray, Naifeh, Owen, Sir, Spence, Tanner, Whitson and Wix--21.

Representative present and not voting was: Covington--1.

Thereupon, Senate Bill No. 1606, passed its third and final consideration by the following vote:

Ayes	63
Noes	32
Present and not voting	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bewley, Bivens, Buck, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Percy, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Stafford, Stallings, Turner, Ussery, Wallace, Webb, Wheeler, Wood and Yelton--63.

Representatives voting no were: Bell (Wilson), Bragg, Brewer, Burnett, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Dills, Gill, Jared, Johnson, Jones, McKinney, Miller, Murphy (Shelby), Murray, Naifeh, Phillips, Robinson (Davidson), Robinson (Hamilton), Sir, Spence, Starnes, Sterling, Tanner, Withers, Wix, Wolfe, Work and Mr. Speaker McWherter--32.

Representatives present and not voting were: Frensley, Owen and Whitson--3.

A motion to reconsider was tabled.

Mr. McKinney moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 187 out of order, which motion prevailed.

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Senate Joint Resolution No. 187--Relative to study, insurance coverage, home health care.

Mr. McKinney moved that Senate Joint Resolution No. 187 be concurred in, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dispayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

Representative present and not voting was: Dills--1.

A motion to reconsider was tabled.

Mr. Murphy (Davidson) moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 269 out of order, which motion prevailed.

Senate Joint Resolution No. 269--Relative to declaring "Vietnam Veterans Day".

Mr. Murphy (Davidson) moved that Senate Joint Resolution No. 269 be concurred in.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Joint Resolution No. 269 by inserting in the caption after the word "Veterans" the word "Recognition".

FURTHER AMEND by inserting in the first clause of the preamble after the word "Veterans" the word "Recognition".

FURTHER AMEND by inserting in the first resolving clause between the words "Vietnam Veterans" and the word "Day" the word "Recognition".

On motion, the amendment was adopted.

Thereupon, Senate Joint Resolution No. 269, as amended, was concurred in by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

Mr. Rhinehart moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 216 out of order, which motion prevailed.

Senate Joint Resolution No. 216--Relative to study, liability insurance, certain employees.

Mr. Rhinehart moved that Senate Joint Resolution No. 216 be concurred in, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Webb,

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Wheeler, Whitson, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

A motion to reconsider was tabled.

Mr. Stafford moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 234 out of order, which motion prevailed.

Senate Joint Resolution No. 234--Relative to publicity campaign, Departments of Insurance and Safety.

Mr. Stafford moved that Senate Joint Resolution No. 234 be concurred in, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

A motion to reconsider was tabled.

Mr. Tanner moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 249 out of order, which motion prevailed.

Senate Joint Resolution No. 249--Relative to study, wholesale beer tax law.

Mr. Tanner moved that Senate Joint Resolution No. 249 be adopted, which motion prevailed by the following vote:

Ayes	87
Noes	4
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson,

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Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work and Yelton--87.

Representatives voting no were: Chiles, Cobb, Harrill and Scruggs--4.

Representative present and not voting was: Mr. Speaker McWherter--1.

A motion to reconsider was tabled.

Mr. Bragg moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 250 out of order, which motion prevailed.

Senate Joint Resolution No. 250--Relative to study, revenue needs, Tennessee Advisory Commission.

Mr. Bragg moved that Senate Joint Resolution No. 250 be concurred in, which motion prevailed by the following vote:

Ayes	89
Noes	4
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--89.

Representatives voting no were: Harrill, Henry (Roane), Robertson and Spence--4.

Representative present and not voting was: Pickering--1.

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A motion to reconsider was tabled.

Mr. Murray moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 252 out of order, which motion prevailed by the following vote:

Ayes	82
Noes	2
Present and not voting	2

Representatives voting aye were: Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Carter, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, Disspayne, Duer, Duncan, Ellis, Ford, Frensey, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Yelton--82.

Representatives voting no were: Kelley and Spence--2.

Representatives present and not voting were: Cobb and Dills--2.

Senate Joint Resolution No. 252--Relative to support, certain programs, U.T. Space Center.

Mr. Murray moved that Senate Joint Resolution No. 252 be concurred in, which motion prevailed.

A motion to reconsider was tabled.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 247--Relative to study, credit transactions and statutes.

The Speaker referred Senate Joint Resolution 247 to the Committee on Calendar and Rules.

Senate Joint Resolution No. 251--Relative to starting date, Tennessee public schools.

The Speaker referred Senate Joint Resolution No. 251 to the Committee on Calendar and Rules.

Senate Joint Resolution No. 254--Relative to honoring Jenny Goforth.

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Under the Rules, Senate Joint Resolution No. 254 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 255--Relative to study, state special schools.

The Speaker ordered Senate Joint Resolution No. 255 be held on the desk.

Senate Joint Resolution No. 258--Relative to commending Colonel Joe B. Matthews.

Under the Rules, Senate Joint Resolution No. 258 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 261--Relative to sympathy, Mr. John H. "Jack" Edmonson.

Under the Rules, Senate Joint Resolution No. 261 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 270--Relative to congratulating Karen Michelle Johnson, Miss Tennessee T.E.E.N.

Under the Rules, Senate Joint Resolution No. 270 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 273--Relative to sympathy, Dr. Batsell Barrett Baxter.

Under the Rules, Senate Joint Resolution No. 273 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 275--Relative to sorrow, Mrs. Anita Darnell.

Under the Rules, Senate Joint Resolution No. 275 was referred to the Committee on Calendar and Rules.

Mr. Severance moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 442 out of order, which motion prevailed by the following vote:

Ayes	72
Noes	2

Representatives voting aye were: Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Byrd, Carter, Clark (Sumner), Covington, Davidson, Davis (Gibson), Davis (Hamilton), DePriest, Duer, Ellis, Ford, Frensley, Gaia, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, McAfee, McKinney, McNally, Martin, Montgomery, Murray, Naifeh, Percy, Phillips, Pickering,

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Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood and Yelton --72.

Representatives voting no were: Spence, Sterling--2.

House Joint Resolution No. 442--Relative to operating practices of hotels and motels--By Severance, Smith, Owen, Bell (Knox), Scruggs and Miller.

Mr. Spence moved that House Bill No. 442 be re-referred to the Committee on Calendar and Rules, which motion failed.

Mr. Severance moved that House Joint Resolution No. 442 be adopted, which motion prevailed by the following vote:

Ayes	62
Noes	7
Present and not voting	9

Representatives voting aye were: Bell (Wilson), Bivens, Buck, Byrd, Chiles, Clark (Davidson), Crain, Davidson, Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Hillis, Hurley, Huskey, Johnson, Jones, Kelley, Kent, King (Washington), Lashlee, Love, McKinney, McNally, Miller, Montgomery, Murphy (Davidson), Murray, Owen, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Sir, Small, Smith, Stafford, Stallings, Tanner, Ussery, Wallace, Wheeler, Withers, Wix, Wolfe, Wood, Work and Yelton--62.

Representatives voting no were: Bragg, Burnett, Carter, Harrill, Henry (Roane), Hudson and Spence--7.

Representatives present and not voting were: Bewley, Covington, Moore, Naifeh, Shockley, Sterling, Turner, Webb and Whitson--9.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

220--Relative to study, Tri-Cities Technical Institute; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Yelton moved that the rules be suspended for the purpose of

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considering Senate Joint Resolution No. 220 out of order, which motion failed by the following vote:

Ayes	62
Noes	14
Present and not voting	3

Representatives voting aye were: Baker, Bell (Knox), Bivens, Byrd, Carter, Clark (Davidson), Clark (Sumner), Copeland, Covington, Davidson, DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Frensley, Gaia, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Johnson, Kelley, King (Shelby), King (Washington), Lashlee, McAfee, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Naifeh, Owen, Percy, Phillips, Richardson, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shockley, Sir, Small, Smith, Stafford, Stallings, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work and Yelton--62.

Representatives voting no were: Bell (Wilson), Bewley, Buck, Chiles, Cobb, Crain, Dills, Duer, Gill, Jones, McKinney, Murray, Pickering and Spence--14.

Representatives present and not voting were: Bragg, Brewer and Robinson (Hamilton)--3.

Mr. Miller moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 441 out of order, which motion prevailed.

House Joint Resolution No. 441--Relative to honoring Dr. Andrew David Holt--By Miller, Owen, Severance, Smith, Scruggs and Bell (Knox).

Mr. Miller moved that House Joint Resolution No. 441 be adopted, which motion prevailed by the following vote:

Ayes	86
Noes	0
Present and not voting	1

Representatives voting aye were: Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Harrill, Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner,

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Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--86.

Representative present and not voting was: Spence--1.

A motion to reconsider was tabled.

Mr. Miller moved that the rules be suspended for the purpose of considering House Joint Resolution No. 444 out of order, which motion prevailed by the following vote:

Ayes	87
Noes	2
Present and not voting	1

Representatives voting aye were: Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Jones, Kelley, Kent, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--87.

Representative voting no were: Severance and Spence--2.

Representative present and not voting was: Johnson--1.

House Joint Resolution No. 444--Relative to continuing special select committee on the "Tennessee Distinguished Service Medal"--By Miller.

Mr. Miller moved that House Joint Resolution No. 444 be adopted, which motion prevailed by the following vote:

Ayes	85
Noes	2
Present and not voting	1

Representatives voting aye were: Baker, Bell (Knox), Bell (Wilson), Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Jared, Johnson, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy

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(Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Yelton--85.

Representatives voting no were: Jones and Spence--2.

Representative present and not voting was: Robinson (Hamilton)--1.

A motion to reconsider was tabled.

Mr. Miller moved that the rules be suspended for the purpose of introducing House Resolution No. 135 out of order, which motion prevailed.

House Resolution No. 135--Relative to honoring Clifford Wray--By Miller, Owen, Tanner, Sterling, Hillis, McKinney, Love, Robinson (Davidson), Ellis, Bragg, Henry (Roane), Bell (Wilson), Dills, Crain, Buck, Stafford, Duncan, Harrill, Akard, Stallings, Naifeh, Robertson, Scruggs, Moore, Murray and Mr. Speaker McWherter.

Mr. Miller moved that House Resolution No. 135 be adopted, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frenslley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

Mr. Sir moved that the rules be suspended for the purpose of introducing House Resolution No. 131 out of order, which motion failed by the following vote:

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Ayes	54
Noes	11
Present and not voting	6

Representatives voting aye were: Baker, Bell (Wilson), Bivens, Bragg, Burnett, Byrd, Clark (Davidson), Covington, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, Disspayne, Duer, Ellis, Ford, Gaia, Hillis, Huskey, Jared, Kelley, Kernell, Lashlee, McKinney, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Phillips, Pickering, Richardson, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Shockley, Sir, Small, Smith, Stafford, Stallings, Tanner, Turner, Wallace, Whitson, Withers, Wood, Work and Yelton--54.

Representatives voting no were: Bell (Knox), Carter, Frenslley, Harrill, King (Washington), McAfee, McNally, Scruggs, Spence, Sterling and Wolfe--11.

Representatives present and not voting were: Clark (Sumner), Crain, Hudson, Johnson and Kent--5.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1739--General Appropriations Bill.

The Senate refused to recede from its action in adopting Senate Amendments Nos. 1, 2, as amended, 5, as amended, 6, 7, 10, 11 and 13.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Bragg moved that the House refuse to recede from its action in nonconcurring in Senate Amendments Nos. 1, 2, as amended, 5, as amended, 6, 7, 10, 11 and 13 to House Bill No. 1739, which motion prevailed.

Mr. Bragg moved that the Speaker appoint a Conference Committee to meet with a like committee from the Senate to resolve the differences between the House and Senate on House Bill No. 1739, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Bragg, McKinney, Rhinehart, Copeland, Brewer, Burnett, Cobb, Murray, Miller, Naifeh, Henry (Roane) and Smith as the Conference Committee on House Bill No. 1739.

Mr. Martin moved that the rules be suspended for the purpose of considering Senate Bill No. 1475 out of order, which motion prevailed.

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FURTHER CONSIDERATION OF SENATE BILL NO. 1475

Senate Bill No. 1475--To regulate offense of drivers while intoxicated.

Mr. Martin moved that the motion to reconsider Senate Bill No. 1475 be lifted from the table, which motion prevailed.

Mr. Martin moved that the House reconsider its action in passing Senate Bill No. 1475 on third and final consideration, as amended, which motion prevailed.

Mr. Martin moved that the House reconsider its action in adopting Amendment No. 6, which motion prevailed.

Mr. Murphy (Davidson) moved that Amendment No. 6 be withdrawn, which motion prevailed.

Mr. Martin moved that the House reconsider its action in adopting Amendment No. 7, as amended, be withdrawn, which motion prevailed.

Mr. Martin moved that the House reconsider its action adopting Amendment No. 9, which motion prevailed.

Mr. Martin moved that Amendment No. 9 be withdrawn, which motion prevailed.

Mr. McKinney moved to amend as follows:

AMENDMENT NO. 11

Amend Senate Bill No. 1475 by deleting the effective date section in its entirety and substituting the following new effective date section:

Section___. This act shall take effect July 1, 1982, the public welfare requiring it.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1475, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby),

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King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

Representative voting no was: Withers--1.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill No. 1947, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion of Mr. Rhinehart, House Bill No. 1947 was returned to the Senate as requested.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1957--To amend Title 40, Chapter 37, Code; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1548, 1631, 1784, 1803, 1853, 2036, 2123, 2208, 2217, 2304, 2305, 2311, 2312, 2313, 2317, 2318, 2319, 2323, 2324, 2325, 2326, 2327, 2329, 2332, 2334, 2345, 2346, 2354, 2370, 2371 and 2374; and House Joint Resolutions Nos. 341, 392, 394, 395, 396, 397 and 398; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill

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No.:

2086--To amend Section 51-437, Code.

The Senate nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

2120--To amend Section 53-459, Code;

2148--To amend Section 55-11-201, Code; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 293, 669, 1168, 1467, 1487, 1833, 2014, 2044, 2054, 2082, 2118, 2150, 2171 and 2177; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

2126--To regulate compensation, courts of general sessions;

2153--To enact Medical Radiation Inspection Safety Act;

2231--To regulate institutions of higher education;

2262--To regulate governmental tort liability;

2316--To establish restrictions, juvenile court; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolutions Nos. 441, 442 and 444; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 2120 and 2148; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 2120 and 2148.

Mr. Chiles moved that the rules be suspended for the purpose of considering House Bill No. 1910 out of order, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1910--To make certain provisions, litigation taxes.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1910 by deleting Sections 1 and 2 in their entirety and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4102, Item J, Subpart (b) (3), is amended by adding at the end thereof a new sentence, as follows:

The court, in any civil action, may order the collection of the privilege tax on litigation, as provided for herein, as costs of the action.

SECTION 2. Tennessee Code Annotated, Section 20-12-102, is amended by deleting the section in its entirety.

AMENDMENT NO. 1 TO AMENDMENT NO. 1

Amend House Bill No. 1910 by deleting the word "may" in the sixth line of the amendment and substituting in lieu thereof the word "shall".

Mr. Chiles moved that the House non-concur in Senate Amendment Nos. 1, as amended, and 2, which motion prevailed.

Mr. Wheeler moved that the rules be suspended for the purpose of considering House Bill No. 2183 out of order, which motion prevailed by the following vote:

Ayes	68
Noes	6
Present and not voting	5

Representatives voting aye were: Baker, Bell (Knox), Bell (Wilson), Bivens, Bragg, Brewer, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Duer, Duncan, Ford, Frensley, Gaia, Henry (Roane), Hillis, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Percy, Phillips, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Sir, Smith, Stafford, Stallings, Starnes, Sterling, Ussery, Wallace, Wheeler, Whitson, Withers, Wix, Wood, Work and Yelton--68.

Representatives voting no were: Hurley, Naifeh, Spence, Tanner, Turner and Wolfe--6.

Representatives present and not voting were: Bewley, Harrill, Hudson, McNally and Owen--5.

House Bill No. 2183--To levy privilege tax, Lake City.

On motion, House Bill No. 2183 was made to conform with Senate Bill No. 2284.

On motion, Senate Bill No. 2284, on same subject, was substituted for House Bill No. 2183.

Mr. Wheeler moved that Senate Bill No. 2284 be passed on third and final consideration.

Mr. Spence moved that Senate Bill No. 2284 be re-referred to the Committee on Calendar and Rules, which motion failed.

Thereupon, Senate Bill No. 2284, passed its third and final consideration by the following vote:

Ayes	68
Noes	16
Present and not voting	4

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Burnett, Clark (Davidson), Covington, Davidson, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Ellis, Ford, Frensley, Gaia, Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shockley, Sir, Smith, Stafford, Stallings, Sterling, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wood, Work and Yelton--68.

Representatives voting no were: Byrd, Carter, Chiles, Crain, Davis (Gibson), Dills, Harrill, Hudson, McAfee, Naifeh, Shirley, Small, Spence, Tanner, Turner and Wolfe--16.

Representatives present and not voting were: Clark (Sumner), Kent, McNally and Starnes--4.

A motion to reconsider was tabled.

NOTICE TO OVERRIDE VETO

MR. SPEAKER: I hereby file notice under House Rule No. 77 that we plan to move House Bill No. 167 for passage, notwithstanding the objections of the Executive.

REP. MICHAEL D. MURPHY

REP. JAMES R. MCKINNEY

Under the rules, the notice lies over.

SECOND ROLL CALL

The roll call was taken with the following results:

Present	98
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Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray,

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Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Sir, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 414--Relative to study, Correction system--By Love.

The Speaker referred House Joint Resolution No. 414 to the Committee on State and Local Government.

House Joint Resolution No. 415--Relative to services provided the Press--By Burnett, McKinney, King (Washington), Pickering, Henry (Blount), Scruggs, Richardson, Smith, McAfee, Carter, Wood, Shockley, Harrill, Lashlee, Naifeh, Robinson (Davidson), Wheeler, Robinson (Washington), Webb, Bivens, Whitson, Stallings, Hillis, Yelton, Akard, Stafford, Bragg, Clark (Sumner), Baker, Wolfe, Bewley, Johnson, Severance, Crain, Buck, Davis (Gibson), Dill, Murray, McNally, Bell (Knox), Robertson, Montgomery, Gill, Love, Clark (Davidson), Gaia, Work, Byrd, Davidson, Turner, DePriest, Frensley, Jared, Covington and Withers.

Under the rules, House Joint Resolution No. 415 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 2375--To authorize tax, certain products, Roane County--By Henry (Roane) and McNally.

Passed first consideration.

House Bill No. 2376--To provide judge of sessions court, Roane County--By Henry (Roane), McNally and Duer.

Passed first consideration.

House Bill No. 2377--To provide time of elections, Vanleer--By Work.

Passed first consideration.

House Bill No. 2378--To create probate and juvenile court, Lauderdale County--By Crain.

Passed first consideration.

House Bill No. 2379--To provide for probate clerk, Lake County--By Dills.

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Passed first consideration.

House Bill No. 2380--To provide for sessions court judge, Roane County--By Henry (Roane), McNally and Duer.

Passed first consideration.

House Bill No. 2382--To create juvenile court, Marion County--By Rhinehart.

Passed first consideration.

House Bill No. 2383--To regulate compensation, general sessions judges, Hamilton County--By Starnes.

Passed first consideration.

House Bill No. 2384--To provide for general sessions judges, certain counties--By Henry (Roane), McNally and Duer.

Passed first consideration.

House Bill No. 2385--To place probate jurisdiction in general sessions court, Rhea County--By Carter.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 958--To amend Section 8-30-309, Code.

Passed first consideration.

Senate Bill No. 984--To enact Uniform Durable Power of Attorney Act.

Passed first consideration.

Senate Bill No. 1512--To provide dental insurance coverage, education employees.

Passed first consideration.

Senate Bill No. 1698--To amend Title 39, Chapter 10, Code.

Passed first consideration.

Senate Bill No. 1773--To amend Section 6-51-102, Code.

Passed first consideration.

Senate Bill No. 1822--To regulate distribution, liquor tax proceeds.

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Passed first consideration.

Senate Bill No. 1928--To make supplemental appropriations.

Passed first consideration.

Senate Bill No. 1949--To amend Title 56, Chapter 7, Code.

Passed first consideration.

Senate Bill No. 1992--To establish programs, Tennessee Student Assistance Corporation.

Passed first consideration.

Senate Bill No. 2008--To regulate Department of Corrections.

Passed first consideration.

Senate Bill No. 2062--To amend Sections 54-4-203 and 67-3047, Code.

Passed first consideration.

Senate Bill No. 2080--To regulate sale, alcoholic beverages.

Passed first consideration.

Senate Bill No. 2104--To amend Section 7-82-308, Code.

Passed first consideration.

Senate Bill No. 2125--To amend Title 5, Chapter 14, Code.

Passed first consideration.

Senate Bill No. 2131--To amend the Excise Tax Law.

Passed first consideration.

Senate Bill No. 2144--To regulate filing, certain claims.

Passed first consideration.

Senate Bill No. 2173--To remove certain requirements, certain commissions.

Passed first consideration.

Senate Bill No. 2175--To regulate interest rates, bond anticipation notes.

Passed first consideration.

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Senate Bill No. 2194--To amend Section 16-16-202, Code.

Passed first consideration.

Senate Bill No. 2213--To prohibit massage for compensation.

Passed first consideration.

Senate Bill No. 2217--To define "project," Industrial Development Corporation.

Passed first consideration.

Senate Bill No. 2229--To regulate licensing, osteopathic physicians.

Passed first consideration.

Senate Bill No. 2230--To regulate Civil Service.

Passed first consideration.

Senate Bill No. 2234--To regulate jurisdiction, certain courts general sessions.

Passed first consideration.

Senate Bill No. 2254--To regulate financing, certain structures.

Passed first consideration.

Senate Bill No. 2393--To create Juvenile Court Services, Madison County.

Passed first consideration.

Senate Bill No. 2410--To transfer probate jurisdiction, Knox County Chancery Court.

Passed first consideration.

Senate Bill No. 2427--To levy tax, amusements, certain counties.

Passed first consideration.

Senate Bill No. 2428--To amend Chapter 433, Public Acts 1979.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 2359--To specify jurisdiction, sessions court, Franklin County.

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Passed second consideration and held without reference.

House Bill No. 2360--To impose litigation tax, Moore County.

Passed second consideration and held without reference.

House Bill No. 2361--To elect County Board of Education, Grundy County.

Passed second consideration and held without reference.

House Bill No. 2362--To impose certain taxes, Coker County.

Passed second consideration and held without reference.

House Bill No. 2363--To provide for osteopathic physicians.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 2364--To provide probate jurisdiction, Tipton County.

Passed second consideration and held without reference.

House Bill No. 2365--To vest jurisdiction of probate matters, Decatur County.

Passed second consideration and held without reference.

House Bill No. 2366--To amend Road Law, Henry County.

Passed second consideration and held without reference.

House Bill No. 2367--To regulate merit system, sheriff's employees, Knox County.

Passed second consideration and held without reference.

House Bill No. 2368--To provide for Board of Education, Hamblen County.

Passed second consideration and held without reference.

House Bill No. 2369--To provide for road districts and commissioners, Hamblen County.

Passed second consideration and held without reference.

House Bill No. 2372--To regulate juvenile and probate court, Henry County.

Passed second consideration and held without reference.

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House Bill No. 2373--To regulate juvenile and probate court, Henry County.

Passed second consideration and held without reference.

House Bill No. 2381--To establish salaries for certain officials, Jackson.

Passed second consideration and held without reference.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

2243--To regulate state library system and regional library boards.

The Senate repassed Senate Bill No. 2243, the Governor's objections to the contrary notwithstanding.

A copy of the Governor's Veto Message is attached.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Dear Governor Wilder,

I must veto SB 2243 which would transfer to the Secretary of State's management the State Library, Archives and Regional Libraries.

In order to gain respect for the veto, I have used it only a few times. I do not veto a bill merely because I disagree with it. I veto only when I believe the bill is very important and would be harmful to the people of Tennessee.

The sponsors, I am sure, prepared this legislation to try to help improve our library system. What they have done instead is to enact legislation that, insofar as libraries are concerned, makes the Secretary of State Tennessee's Chief Executive.

This bill begins the systematic destruction of the executive branch of modern state government and, therefore, state government itself. It adopts a management structure that was abandoned as wasteful and inefficient in 1923. Because of this, I believe it is the single most dangerous and damaging piece of legislation enacted by the General Assembly during my four years as Governor.

Before 1923, Tennessee state government was a mess. Independent boards and bureaus ran everything. No one was in charge. As a result, the state government was also always indefficit. Management was chaotic.

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The taxpayers rebelled. The 1923 General Assembly consolidated 49 of the 60 bureaus, boards and commissions into eight departments. This form of organization put the responsibility for management where the Constitution envisioned it and where taxpayers expect it to be.

Would it make sense to put the Comptroller in charge of Mental Health, or the Treasurer in charge of Corrections? It would be as logical -- and as unwise -- as moving Library and Archives under the Secretary of State.

If management of government by a patchwork of boards, bureaus and commissions created a mess in 1923 when there were 2100 state employees, what will it create today when there are 37,500 state employees?

This bill continues other recent but less noticeable trends in the same dangerous direction. The Secretary of State's office has increased its budget from \$419,100 to \$1.4 million in the last ten years. Its rate of growth has been 2 1/2 times as large as that of the Executive Branch. Now, this bill would put another \$5.5 million under that office. Thus, in ten years the Secretary of State's budget would have increased 1400 percent.

There obviously are problems with the way my Administration and perhaps prior Administrations have managed Library and Archives. I have pledged to the Regional Librarians in a meeting that I will move quickly to straighten things out. I believe the librarians will find a popularly elected executive can be the most responsive institution when management problems occur, just as a popularly elected Legislature can fix budget problems best.

The librarians already have shown they well understand how to appeal to the Legislature for budget increases. State spending for regional libraries is up 46 percent over the last four years while state spending generally is up 30 percent and for public schools is up 27 percent.

I respectfully urge the Legislature to respect the veto and give me a chance to correct whatever management problems exist. It may not seem like such an important matter today. But, I am convinced that enactment of this legislation would begin a process that legislators and taxpayers would deeply regret and would ultimately be forced to correct.

Sincerely,

Lamar Alexander

NOTICE TO OVERRIDE VETO

MR. SPEAKER: I hereby file notice under House Rule No. 77 that I plan to move Senate Bill No. 2243 for passage, notwithstanding the objections of the Executive.

REP. S. T. BURNETT

REP. P. STARNES

Under the rules, the notice lies over.

EDUCATION

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: House Bill No. 2289 (with amendments) and Senate Joint Resolution No. 204.

LASHLEE, Chairman.

Under the rules, House Bill No. 2289 and Senate Joint Resolution No. 204 were transmitted to the Committee on Calendar and Rules.

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1755 (with amendment), 1899 (with amendment) and 2029 and further recommend that pursuant to House Rule No. 70, House Bill No. 1899 (with amendment) be referred to the Committee on Finance, Ways and Means.

MURPHY (Shelby), Chairman.

Under the rules, House Bills Nos. 1755 and 2029 were transmitted to the Committee on Calendar and Rules.

Pursuant to House Rule No. 70, the Speaker referred House Bill No. 1899 to the Committee on Finance, Ways and Means.

FINANCE, WAYS AND MEANS

MR. SPEAKER: Your Committee on Finance, Ways and Means begs leave to report that we have carefully considered and recommend for passage: House Bills Nos. 1899 (with amendment), 2089, 2186 (with amendment), 2193 (with amendment), and 2328; and House Joint Resolutions Nos. 306 and 380.

RHINEHART, Vice Chairman.

Under the rules, House Bills Nos. 1899, 2089, 2186, 2193 and 2328, and House Joint Resolutions Nos. 306 and 380 were transmitted to the Committee on Calendar and Rules.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, April 7, 1982: House Bills Nos. 2135, 2170, 2071,

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2070, 2134, 2211, 2154, 1785, 1609, 1596, 2067, 619, 2050, Senate Bill No. 1484, House Bills Nos. 1865, 2230, 2064, 2247, 2095, 1563, 1726, 1433, 1731, 695, 2008, 1728, 2034, 1903, 2330, 1632, 2291, 1393, 1835, 1409, 218 and 1106.

GILL, Chairman.

COMMITTEE APPOINTMENT

The Speaker announced that he had appointed Messrs. Work and McKinney as additional members of the Conference Committee on House Bill No. 1730.

Mr. Gill moved that all bills pre-filed today be introduced and passed first consideration, which motion prevailed.

INTRODUCTION OF BILLS

House Bill No. 2386--To amend Chapter 16, Private Acts, 1965--By Johnson and Murray.

Passed first consideration.

House Bill No. 2387--To provide for special referenda, Tullahoma--By Johnson and Murray.

Passed first consideration.

House Bill No. 2388--To provide certain referendum, Lexington--By Kelley.

Passed first consideration.

House Bill No. 2389--To amend Chapter 239, Private Acts, 1937--By Stallings and Wolfe.

Passed first consideration.

House Bill No. 2390--To make certain provisions, mayor, Brownsville--By Crain.

Passed first consideration.

House Bill No. 2391--To provide for sale of certain state property, General Assembly members--By Richardson and Burnett.

Passed first consideration.

House Bill No. 2392--To amend charter, Henderson--By Kelley.

Passed first consideration.

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House Bill No. 2393--To regulate Board of Education, Rhea County--By Carter.

Passed first consideration.

House Bill No. 2394--To set salary, general sessions judge, Tipton County--By Naifeh.

Passed first consideration.

House Bill No. 2395--To provide privilege tax on lodgings, Knox County--By Scruggs, Miller, Bell (Knox) and Hudson.

Passed first consideration.

House Bill No. 2396--To levy tax on amusements, Knox County--By Scruggs, Miller, Bell (Knox), Owen and Hudson.

Passed first consideration.

House Bill No. 2397--To regulate court of general sessions, Madison County--By Wallace and Baker.

Passed first consideration.

House Bill No. 2398--To make supplemental appropriations, state government--By Copeland.

Passed first consideration.

House Bill No. 2399--To make supplemental appropriations, state government--By Copeland.

Passed first consideration.

House Bill No. 2400--To provide for probate and juvenile jurisdiction, Scott County--By Davis (Pickett).

Passed first consideration.

House Bill No. 2401--To amend charter, Burns--By Work.

Passed first consideration.

House Bill No. 2402--To provide for enforcement of ordinances, certain municipalities--By Huskey and Ford.

Passed first consideration.

House Bill No. 2403--To grant juvenile jurisdiction to general sessions court, Grainger County--By Robertson.

Passed first consideration.

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House Bill No. 2404--To increase litigation tax, Campbell County--By Wheeler and Henry (Roane).

Passed first consideration.

House Bill No. 2405--To create Division II, General Sessions court, Sumner County--By Wix.

Passed first consideration.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 2077, 2079, 2320, 2357, 2358, 2359, 2360, 2361, 2362, 2364, 2365, 2366, 2367, 2368, 2369, 2372 and 2373.

Mr. Gill moved that all resolutions pre-filed today be introduced and referred to the Committee on Calendar and Rules, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 130--Relative to commending John Hamilton--By Lashlee, Naifeh, Johnson, Crain, Dills, Tanner, Stallings, Davis (Gibson), Wallace and Mr. Speaker McWherter.

House Resolution No. 132--Relative to honoring Miss Connie Campbell--By Pickering, DePriest and Davis (Gibson).

House Resolution No. 134--Relative to honoring John Lewis Cofer--By Miller and Owen.

House Resolution No. 136--Relative to commending Beth Kirby--By Tanner, Byrd, Murray and Naifeh.

House Resolution No. 137--Relative to honoring Mathew R. Davis--By Gaia.

House Resolution No. 138--Relative to study, legislative voting systems--By Bragg.

House Joint Resolution No. 419--Relative to congratulating Tennessee Temple University basketball team--By Robinson (Hamilton), McAfee, Copeland, Wood, Carter, Davis (Hamilton) and Starnes.

House Joint Resolution No. 420--Relative to welcoming the American Boarding Kennels Association--By McAfee and McKinney.

House Joint Resolution No. 421--Relative to congratulating Sport Writers' All-State girls' basketball team--By Love.

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House Joint Resolution No. 422--Relative to congratulating All-Nashville boys' basketball team--By Love.

House Joint Resolution No. 423--Relative to congratulating Kelly Miller Smith, Sr.--By Love.

House Joint Resolution No. 424--Relative to World's Fair, Knoxville--By Love.

House Joint Resolution No. 425--Relative to congratulating Miss Jackie Cowan--By Love.

House Joint Resolution No. 426--Relative to proclaiming May 15, 1982 as "Police Memorial Day"--By Kent, Miller and McNally.

House Joint Resolution No. 427--Relative to congratulating Richland High School Lady Raiders--By DePriest.

House Joint Resolution No. 428--Relative to honoring Judge Clinton "Spider" Webb--By Ford, Hurley, Huskey and Miller.

House Joint Resolution No. 429--Relative to congratulating Cohn High School Black Knights--By Love.

House Joint Resolution No. 430--Relative to congratulating Nashville Interscholastic League Girls' basketball team--By Love.

House Joint Resolution No. 431--Relative to congratulating Congressman James H. Quillen--By Shockley.

House Joint Resolution No. 432--Relative to honoring Bob Parkins--By Davis (Gibson).

House Joint Resolution No. 433--Relative to honoring Charles C. Dawson--By Davis (Gibson).

House Joint Resolution No. 434--Relative to congratulating Isaiah Thornton Creswell, Sr.--By Love.

House Joint Resolution No. 435--Relative to congratulating Mrs. Barbara Mann--By Love.

House Joint Resolution No. 436--Relative to congratulating Mrs. DeLois J. Wilkinson--By Love.

House Joint Resolution No. 437--Relative to congratulating Coach Jim Newkirk and the Tennessee Tech Rifle Team--By Jared and Hillis.

House Joint Resolution No. 438--Relative to commending Robert Churchwell, Sr.--By Love.

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House Joint Resolution No. 439--Relative to congratulating Coach J. B. Foster, Jr. and the Austin-East High School boys basketball team--By Miller, Owen, Bell (Knox), Scruggs, Severance and Smith.

House Joint Resolution No. 440--Relative to memory, Don Marshall--By Miller, King (Washington), Whitson, Owen and Percy.

House Joint Resolution No. 443--Relative to commending Cindy Fairless--By Martin.

House Joint Resolution No. 445--Relative to commending Harry McKeldin--By Starnes, Robinson (Hamilton), Davis (Hamilton), Wood, Carter and McAfee.

House Joint Resolution No. 446--Relative to honoring Mrs. Freida Ortwein--By Starnes, Davis (Hamilton), Carter, McAfee, Wood and Robinson (Hamilton).

House Joint Resolution No. 447--Relative to study, problems of elderly--By Starnes, Robinson (Hamilton), Davis, McAfee and Wood.

House Joint Resolution No. 448--Relative to congratulating Cecil Hilgie Butcher, Sr.--By Miller, Wheeler, Owen and Mr. Speaker McWherter.

House Joint Resolution No. 449--Relative to congratulating Smyrna High School cheerleading squad--By Bragg.

House Joint Resolution No. 450--Relative to honoring Miss Darcy Rodgers--By Frensley.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 678--Murphy (Shelby)

House Bill No. 1540--Love

House Bill No. 1566--Henry (Roane)

House Bill No. 1885--Love

House Bill No. 2154--Small

House Bill No. 2321--Stafford

House Resolution No. 138--Stafford

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MOTIONS

On motion of Mr. Whitson House Bill No. 2052 was recalled from the Committee on Judiciary.

On motion of Mr. Whitson, House Bill No. 2052 was referred to the Committee on Calendar and Rules.

On motion of Mr. Hillis, Senate Joint Resolution No. 210 was recalled from the Committee on Conservation and Environment.

On motion of Mr. Hillis, Senate Joint Resolution No. 210 was referred to the Committee on Calendar and Rules.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Wednesday, April 7, 1982: House Bills Nos. 1672, 2076, 2235, 2241, 2106, 2195, 1540, 1671, 2077, 2079, 2320, 2357, 2358, 2359, 2360, 2361, 2362, 2364, 2365, 2366, 2367, 2368, 2369, 2372 and 2373; House Resolutions Nos. 130, 132, 134, 136, 137; House Joint Resolutions Nos. 419, 420, 421, 422, 423, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 443, 445, 446, 448, 449, 450; Senate Joint Resolutions Nos. 254, 258, 261, 270, 273 and 275.

GILL, Chairman.

NOTICE PURSUANT TO RULE NO. 57

Pursuant to Rule No. 57, sponsors gave notice of their intentions to consider the following measures from the Senate on Wednesday, April 7, 1982:

House Bill No. 813--Martin

House Bill No. 1333--Wallace

House Bill No. 1396--Dills

House Bill No. 1567--Robertson

Senate Bill No. 1573--Shirley

House Bill No. 1576--Severance

House Bill No. 1592--Gill

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House Bill No. 1771--Ford

House Bill No. 1849--Hillis

House Bill No. 1910--Chiles

House Bill No. 1921--Stafford

House Bill No. 1951--Murphy (Davidson)

House Bill No. 1957--Robertson

House Bill No. 2045--McKinney

House Bill No. 2101--Burnett

House Bill No. 2116--Gill

House Bill No. 2191--McNally

House Bill No. 2213--Copeland

House Bill No. 2244--Brewer

Senate Bill No. 1582--Davis (Hamilton)

Senate Bill No. 1708--Severance

Senate Bill No. 1744--Bell (Knox)

Senate Bill No. 2035--King (Washington)

Senate Bill No. 2037--Stafford

Senate Bill No. 2086--Hillis

House Joint Resolution No. 345--Robinson (Hamilton)

House Joint Resolution No. 366--Stafford

House Joint Resolution No. 387--Henry (Roane)

Pursuant to Rule No. 57, the sponsor gave notice of his intention to consider the following measure from the Senate on Thursday, April 8, 1982:

House Bill No. 1915--Lashlee

On motion of Mr. Burnett, the House adjourned until 2:00 p.m., tomorrow.